

MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, October 18, 2005

Tuesday, 9:08 A.M.

The City Council met in regular session with Mayor Mayans in the Chair. Council Members Brewer, Fearey, Gray, Martz, Schlapp, Skelton; present.

George Kolb, City Manager; Gary Rebenstorf, Director of Law; Karen Sublett, City Clerk; present.

Nabil Seyam, the Islamic Society of Wichita, gave the invocation.

The pledge of allegiance was participated in by the Council Members, staff, and guests.

The Minutes of the October 4, 2005 meeting were approved 7 to 0.

AWARDS AND PROCLAMATIONS

Proclamations

Proclamations

Mayor Mayans read aloud the following Proclamations:

“Vioneering Wichita Mentoring Week.”

“Arts and Humanities Month.”

“Operation Holiday Kick Off Day”

“Childhood Lead Poisoning Prevention Week.”

“Lights on Afterschool Day”

“Kansas BEST Day.”

Service Citation

Distinguished Service Citation: Debra K. Fisher.

Mayor Mayans recognized Debra K. Fisher for her 30 years of service with the Department of Water and Sewer and presented her with a plaque.

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PUBLIC AGENDA

Gordon MacKay

Gordon MacKay-The City's Storm Water Quality should be restored to our forefather's original intent.

Mr. MacKay stated that yesterday, wastewater was being conducted from West Street East down First Street to Athenian and moved north to the Arkansas River. Stated that at the exit he found dirt and trash that remained and was not carried south by the Arkansas River. Stated that this untreated wastewater will continue to worsen in quality and quantity as more asphalt and concrete are laid down. Stated that the poster that he distributed to the Council Members shows how water that is put into the city drain eventually goes into the Pacific Ocean. Stated that from the Environmental Protection magazine, it seems that Chicago has a purification process installed. With the EBA, the major cities will be the first required putting plants for purification and the smaller cities will be required to put plants in for purification. Stated it would be better if Wichita put a treatment plant in place before they are ordered to do so. Mr. MacKay challenged the Council to move ahead with water purification for the wastewater.

David Meadows

Operation Southwind, David Meadows, Importance of maximum standoff distance in relationship to sexually oriented businesses.

Mr. Meadows stated that he is a pastor at the church located at 5828 South Broadway and would like to share why they are concerned with the standoff distances and any new ordinances that might come forth to regulate the sexual oriented businesses (SOBs). Stated that on his property over the last five years there have been over ten major crimes of theft and break ins and have been two gun fights that have endangered the neighborhood. Stated that he is the first one to arrive at church and that there are often times a stack of pornography pushed up against the door and it has continually gone on in some form or another. Stated that regarding the subject of choice, the sex industry recently has made a big object of the idea of choice and have placed signs stating the "right to choose" etc. and stated that he thinks that they have a right to choose but he believes that they also have a right to choose. Stated that he believes that people should have a right to choose to go to church and seek God's help in their life without hardcore pornography being in their face. Stated that if the sex businesses would be put in their own neighborhoods, the choice not to participate or not to be affected by the secondary effects would be more of a real choice. Asked the Council that when they do take this up, to make the stand-off distance sufficient and enforce them.

Pete Dominguez

Operation Southwind, Pete Dominguez, Proposed Draft of sexually oriented businesses Zoning Ordinances.

Ms. Nuiz stated that Pastor Dominguez was called out of town. Stated that Operation Southwind would like to thank the City Council for the opportunity to contribute input to the issue of adult entertainment and sexually oriented businesses operating within the City of Wichita. Stated that they are asking the City to consider the Operation Southwind Resolution. Stated that this is an issue of enormous proportions with far-reaching affects. Stated that because of this they feel that a great detail of study and scrutiny by all parties is required and feel that they have not had an adequate or sufficient time to study the documentation resulting or referenced from this effort and will not be able to give a detailed response at this time but will be giving something in writing to the City Council. Stated that they will be studying the distancing from other establishments, centralizing into other areas, amortization concerning time periods, definition of businesses, issues concerning the Old Town District and the Central Business District, inclusion of the arena and other businesses such as casinos and how these proceedings truly affect the City. Stated that the secondary issues include law enforcement and associated funding. Stated that they would like to be included in any further meetings conducted by the staff or teams appointed. Thanked the Council for their time and consideration.

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CONSENT AGENDA

Motion--
--carried

Mayans moved that Consent Agenda items 4 through 29b, be approved as presented. Motion carried 7 to 0.

BOARD OF BIDS

REPORTS OF THE BOARD OF BIDS AND CONTRACTS DATED OCTOBER 10, 2005 AND OCTOBER 17, 2005.

Bids were opened October 7 and October 14, 2005, pursuant to advertisements published on:

PUBLIC WORKS DEPARTMENT/ENGINEERING DIVISION: Sewers, Paving and Water Mains as per specifications.

Storm Water Drain #241 to serve Copper Gate North Addition - north of 13th Street North, west of 135th Street West. (468-83908/751396/485287) Does not affect existing traffic. (District V)

McCullough Excavation - \$112,150.00

Storm Water Sewer #614 to serve Maple Shade Addition - east of Webb, north of Pawnee. (468-83995/751407/485298) Does not affect existing traffic. (District II)

Jayhawk Contractors - \$56,653.00

Reca from the north line of Lot 10, Block D, north to Thurman; Nantucket from Reca east to the west line of Lot 16, Block D; 15th Street North from Reca to the west line of Lot 6, Block B to serve English Country Gardens Addition - north of 13th Street North, east of Tyler. (472-83936/765948/490061) Does not affect existing traffic. (District V)

Ritchie Paving - \$93,946.85

Conrey from the west line of Lot 14, Block A, east to the east line of Forest Ridge; Forest Ridge from the north line of Conrey, south and east to the east line of Lake Ridge; Lake Ridge from the south line of Forest Ridge south to the south line of the plat; Lake Ridge Court from the east line of Lake Ridge, east to and including the cul-de-sac; Forest Ridge Court (Lots 20 thru 29, Block A), from the east line of Forest Ridge east to and including the cul-de-sac; Forest Ridge Court (Lots 30 thru 45, Block A), from the east line of Forest Ridge east to and including the cul-de-sac; Conrey Court from the south line of Conrey, south to and including the cul-de-sac; Sidewalk on Conrey, Forest Ridge and Lake Ridge to serve Tyler's Landing 3rd Addition - south of 37th Street North, east of Tyler. (472-84262/765954/490067) Does not affect existing traffic. (District V)

Cornejo & Sons Construction - \$567,658.47

2006 KLINK (FY2006) Street Resurfacing Project (Diamond Grinding) and Shoulder Repair on US-54/US-400 Kellogg - from 119th West to 111th West. (472-84160/132718/) Traffic to be maintained during construction using flagpersons and barricades. (District V)

Pavers Inc. - \$259,800.00 (Engineer's Estimate)

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Mainsgate from the south line of Lot 7, Block C, north and east to the west line of Eagle; Wawona from the north line of Mainsgate, north to the north line of the plat; Eagle from the north line of Lot 11, Block G, north to the south line of Mainsgate; Mainsgate Court from the north line of Mainsgate, north to and including the cul-de-sac; Sidewalk along one side of Mainsgate, Wawona and Eagle to serve The Fairmont Addition - north of 21st Street North, west of 127th Street East. (472-83485/765947/490060) Does not affect existing traffic. (District II)

Cornejo & Sons Construction - \$236,859.90

Manchester from the north line of Lot 3, Block 3, to the north line of Lot 10, Block 3; Havenhurst from the west line of Manchester to the west line of Lot 21, Block 4, Prairie Point Addition; Sidewalk along the west side of Manchester from the south line of Lot 32, Block 4 to the north line of Lot 30, Block 4, and the south side of Havenhurst from the east line of Lot 20, Block 4, to the west line of Lot 21, Block 4 to serve Prairie Pointe and Prairie Pointe 2nd Additions - north of 37th Street North, west of Maize. (472-84042/765958 /490071) Does not affect existing traffic. (District V)

APAC – Kansas Inc. - \$220,179.01

Lateral 2, Main 7 Northwest Interceptor Sewer to serve Prairie Pointe and Prairie Pointe 2nd Additions - north of 37th Street North, west of Maize. (468-83808/744144/480832) Does not affect existing traffic. (District V)

McCullough Excavation - \$59,900.00

Water Distribution System to serve Prairie Pointe and Prairie Pointe 2nd Additions - north of 37th Street North, west of Maize. (448-89951/735276/470947) Does not affect existing traffic. (District V)

McCullough Excavation - \$28,200.00

Stormwater Sewer Improvements Cessna Park Inlet Channel - south of Mt. Vernon Road, west of Woodlawn. (468-84083/660514/855104) Traffic to be maintained during construction using flagpersons and barricades. (District III)

MCCA Construction Inc - \$36,534.00

Drainage Improvements to serve Comotara Subdivision (west of Woodlawn, north of Mainsgate. (468-84057/660506/854116. Traffic to be maintained during construction using flagpersons and barricades. (District II)

Wildcat Construction - \$39,270.00

Lateral 5, Main 19 Southwest Interceptor Sewer to serve Northridge Plaza Addition - north of 37th Street North, west of Ridge Road. (468-83451/744139/480827) Does not affect existing traffic. (District V)

Wildcat Construction - \$254,032.00

Motion--

--carried

Mayans moved that the contracts be awarded as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate, and the and the necessary signatures be authorized. Motion carried 7 to 0.

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WATER & SEWER DEPARTMENT/PRODUCTION AND PUMPING DIVISION: Electrical Highline Maintenance/Repair.

Kriz Davis Co. - \$ 4,727.88 (Group 1 total net bid)
\$ 6,156.60 (Group 2 total net bid)
\$ 1,446.60 (Group 3 total net bid)
\$ 1,021.04 (Group 4 total net bid)
\$ 1,824.80 (Group 5 total net bid)
\$ 1,289.02 (Group 6 total net bid)
\$ 428.50 (Group 7 total net bid)
\$ 1,201.80 (Group 8 total net bid)
\$ 37.04 (Group 9 total net bid)
\$ 128.60 (Group 10 total net bid)
\$ 225.54 (Group 11 total net bid)
\$ 123.76 (Group 12 total net bid)
\$ 153.34 (Group 13 total net bid)
\$ 101.00 (Group 14 total net bid)
\$ 81.61 (Group 15 total net bid)
\$ 163.80 (Group 16 total net bid)
\$ 23.70 (Group 17 total net bid)
\$ 61.50 (Group 18 total net bid)
\$ 357.50 (Group 19 total net bid)
\$ 347.50 (Group 20 total net bid)
\$ 621.60 (Group 21 total net bid)
\$11,568.55 (Group 22 total net bid)
\$ 2,155.00 (Group 23 total net bid)
\$ 488.88 (Group 24 total net bid)
\$ 83.88 (Group 25 total net bid)
\$ 118.65 (Group 26 total net bid)
\$ 92.50 (Group 27 total net bid)
\$ 64.09 (Group 28 total net bid)
\$ 591.00 (Group 29 total net bid)
\$ 792.72 (Group 30 total net bid)

AIRPORT DEPARTMENT/AIRFIELD MAINTENANCE DIVISION: Liquid Deicer for Runways.

Cryotech Deicing Technology - \$2.45 per gallon (Escalating price increase to \$29,400.00)

PUBLIC WORKS DEPARTMENT/FLEET AND BUILDINGS DIVISION: Telescoping Steel Sign Post Systems.

J & A Traffic Products - \$20,796.00* (Group 1 total net bid)
*Estimate – Contract approved on unit cost basis.

AIRPORT DEPARTMENT/ENGINEERING DIVISION: Mechanical Systems Improvements.

Don Vaughn Inc. - \$129,910.00

AIRPORT DEPARTMENT/ENGINEERING DIVISION: Security Gate E Paving Improvements.

Cornejo & Sons Inc. - \$150,446.50

PARK & RECREATION DEPARTMENT/LANDSCAPE DIVISION: Ornamental and Shade Trees.

John Deere Landscapes - \$3,600.00 (Group 1/total net bid)

Hermes Nursery - \$2,100.00 (Group 2/total net bid)

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John Deere Landscapes - \$3,300.00 (Group 3/total net bid)

Borst Nursery & Garden Center -\$6,575.00 (Group 4/total net bid)
\$2,937.50 (Group 5/total net bid)

John Deere Landscapes - \$3,300.00 (Group 6/total net bid)

Valley Tree Farm - \$4,844.00 (Group 7/total net bid)

Borst Nursery & Garden Center - \$1,468.75 (Group 8/total net bid)

John Deere Landscapes - \$4,270.50 (Group 9/total net bid)

Borst Nursery & Garden Center - \$2,937.50 (Group 10/total net bid)
\$2,350.00(Group 11/total net bid)
\$1,912.50 (Group 12/total net bid)
\$1,275.00 (Group 13/total net bid)
\$6,375.00 (Group 14/total net bid)

Valley Tree Farm - \$3,462.50 (Group 15/total net bid)
\$2,650.00 (Group 16/total net bid)
\$1,405.00 (Group 17/total net bid)
\$3,310.00 (Group 18/total net bid)
\$3,560.00 (Group 19/total net bid)

John Deere Landscapes - \$2,880.60 (Group 20/total net bid)
\$3,300.00 (Group 21/total net bid)

Valley Tree Farm - \$1,410.00 (Group 22/total net bid)
\$4,968.75 (Group 23/total net bid)

Loma Vista Nursery Inc. - \$2,945.00 (Group 24/total net bid)
\$2,356.00 (Group 25/total net bid)

Valley Tree Farm - \$942.00 (Group 26/total net bid)

Borst Nursery & Garden Center - \$3,487.50 (Group 27/total net bid)

John Deere Landscapes - \$1,552.80 (Group 28/total net bid)

Borst Nursery & Garden Center - \$6,295.00 (Group 29/total net bid)
\$1,888.50 (Group 30/total net bid)

Valley Tree Farm - \$ 742.00 (Group 31/total net bid)
\$1,989.00 (Group 32/total net bid)

John Deere Landscapes - \$1,164.60 (Group 33/total net bid)
\$1,563.20 (Group 34/total net bid)

John Deere Landscapes - \$468.96 (Group 36/total net bid)

PUBLIC WORKS DEPARTMENT/BUILDING SERVICES DIVISION: Riverside Park Parking Lot Expansion.

Cornejo & Sons Construction - \$120,864.95 (Group 1/total base bid)
\$ 360.00 (Group 1/option 1)
\$121,224.95 (Total)

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AIRPORT DEPARTMENT/AIRPORT OPERATIONS DIVISION: Ride-on Street Sweeper.

Tennant Sales & Service Company - \$46,464.46 (Group 1)
≤\$ 4,751.75> (Group 1 deduct)
\$41,712.71 (Group 1 total net bid)

PUBLIC WORKS DEPARTMENT/MAINTENANCE DIVISION: Herman Miller Systems Office Furniture /RQ502041 CMF Engineering –Office Remodel.

John A. Marshall - \$36,799.76* (Per State of Kansas Contract #30880)
*Purchases utilizing Government Entities Contracts, Cooperative Contracts and Agreements, Ordinance No. 38-122 Section 2.64.020 (j).

PUBLIC WORKS DEPARTMENT/BUILDING SERVICES DIVISION: Herman Miller Systems Office Furniture for the Human Resources Offices / RQ502017.

John A. Marshall - \$42,721.81* (Per State of Kansas Contract #30880)
*Purchases utilizing Government Entities Contracts, Cooperative Contracts and Agreements, Ordinance No. 38-122 Section 2.64.020 (j).

Motion-carried

Mayans moved that the contract(s) be awarded as outlined above, same being the lowest and best bid, and the necessary signatures be authorized. Motion carried 7 to 0.

PRELIM ESTS.

PRELIMINARY ESTIMATES:

- a) Parking Lot at Park Maintenance Facility at 1245 South McLean - west of McLean, south of Harry. (472-84197/785048/395180) Traffic to be maintained during construction using flagpersons and barricades. (District IV) - \$370,000.00
- b) 2005 Sanitary Sewer Reconstruction (Planeview), Phase 10 - south of Pawnee, east of Hillside. (468-83890/622241/644349) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$114,221.00
- c) 2005 Sanitary Sewer Rehabilitation, Phase E - various locations between 29th Street North and MacArthur and between Maize and Woodlawn. (468-84070/620443 /665563) Traffic to be maintained during construction using flagpersons and barricades. (Districts I, III, V, V, VI) - \$307,000.00
- d) Pagent Street Drainage Improvements to serve Rockwood 6th Addition - south of Central, west of Rock Road. (468-84075/660498/854108) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$170,612.32
- e) Stormwater Drain #253 to serve Southern Ridge 3rd Addition - south of Pawnee, west of Maize. (468-83968/751406/485297) Does not affect existing traffic. (District V) - \$759,000.00
- f) Water Distribution System to serve Northridge Plaza Addition - north of 37th Street North, west of Ridge Road. (448-89696/735270/470941) Does not affect existing traffic. (District V) - \$247,000.00
- g) Water Distribution System to serve North Ridge Village Addition (north of 37th Street North, west of Ridge. (448-90061/735257/470928) Does not affect existing traffic. (District V) - \$90,000.00

Motion--carried

Mayans moved that the file be received. Motion carried 7 to 0.

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PETITIONS

PETITIONS FOR PUBLIC IMPROVEMENTS:

MARRIOTT

RENOVATE BUILDING FAÇADE FOR OLD TOWN COURTYARD BY MARRIOTT. (DISTRICT VI)

Agenda Report No. 05-0906

On March 20, 2001, the City Council approved a Facade Improvement Program designed to provide low-cost loans to enhance the visual aesthetics in the downtown area and provide an incentive for businesses to improve their property. Low interest, fifteen-year loans are provided owners of buildings with frontage on Douglas Avenue, between Seneca and Washington. Up to two facades per building can be improved with 25% of the cost up to \$30,000 in the form of a forgivable loan. On May 3, 2005, the City Council waived certain requirements so that the Courtyard by Marriott Hotel in Old Town is eligible for the program. The hotel developer has submitted the required Petition. The signature on the Petition represents 100% of the improvement district.

The facade project will be one component of a building project that will renovate and enlarge the Printing Inc warehouse on the north side of 2nd Street, west of Washington into a new hotel building.

The estimated facade project cost is \$600,000, with \$570,000 paid by special assessments and \$30,000 by a forgivable loan.

State Statutes provide the City Council authority to use Special Assessment funding for the project. Approval of the Petition does not relieve the owner of requirements to obtain all necessary permits and reviews by applicable City Boards.

Motion--
--carried

Mayans moved that the Petition be approved; the Resolution adopted; the Facade Easement approved and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 05-506

Resolution of findings of advisability and Resolution authorizing construction of façade improvements at 820 and 900 East 2nd Street (472-84288), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

FAWN GROVE

STREET PAVING, SANITARY SEWER AND WATER DISTRIBUTION SYSTEM TO SERVE FAWN GROVE AT SUNSET LAKES ADDITION, SOUTH OF KELLOGG, WEST OF GREENWICH. (DISTRICT II)

Agenda Report No. 05-0907

The Petitions have been signed by one owner, representing 100% of the improvement districts.

These projects will provide paving, sanitary sewer, and water service to a new residential development located south of Kellogg, west of Greenwich.

The Petitions total \$468,000. The funding source is special assessments.

State Statutes provide that a Petition is valid if signed by a majority of resident property owners or the majority of the property in the improvement district.

Motion--
--carried

Mayans moved that the Petitions be approved; the Resolutions adopted and the necessary signatures authorized. Motion carried 7 to 0.

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RESOLUTION NO. 05-507

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-90115 (south of Kellogg, west of Greenwich) in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

RESOLUTION NO. 05-508

Resolution of findings of advisability and Resolution authorizing construction Lateral 383, Four Mile Creek Sewer (south of Kellogg, west of Greenwich) 468-84082 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

RESOLUTION NO. 05-509

Resolution of findings of advisability and Resolution authorizing constructing pavement on Fawn Grove, from the west line of Lot 65, Block 2, to the east line of Lot 30, Block 2; Smithmoor/Smithmoor Circle from the south line of Fawn Grove at Sunset Lakes Addition to and including the cul-de-sac (lots 30 through 47, Block 2); Chateau Circle, from the north line of Fawn Grove to and including the cul-de-sac (Lots 48 through 65, Block 2) (south of Kellogg, west of Greenwich) 472-84285 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans

EQUES. ESTATES.

STREET PAVING, SANITARY SEWER, DRAINAGE AND WATER DISTRIBUTION SYSTEM TO SERVE EQUESTRIAN ESTATES ADDITION, SOUTH OF HARRY, EAST OF 127TH STREET EAST. (DISTRICT II)

Agenda Report No. 05-0908

The Petitions have been signed by one owner, representing 100% of the improvement districts.

These projects will provide paving, sanitary sewer, drainage and water service to a new residential development located south of Harry, east of 127th St. East.

The Petitions total \$1,105,000. The funding source is special assessments.

State Statutes provide that a Petition is valid if signed by a majority of resident property owners or the majority of the property in the improvement district.

Motion--
--carried

Mayans moved that the Petitions be approved; the Resolutions adopted and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 05-510

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-89614 (south of Harry, east of 127th Street East), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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RESOLUTION NO. 05-511

Resolution of findings of advisability and Resolution authorizing construction of Lateral 314, Four Mile Creek Sewer (south of Harry, east of 127th Street East) 468-83318 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

RESOLUTION NO. 05-512

Resolution of findings of advisability and Resolution authorizing improving Storm Water Drain No. 179 (south of Harry, east of 127th Street East) 468-83319 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

RESOLUTION NO. 05-513

Resolution of findings of advisability and Resolution authorizing constructing pavement of Triple Crown from the east line of Lot 12, Block 6, to the south line of Equestrian Estates Addition and on Mustang Street, Mustang Court, and Mustang Circle adjacent to Lots 24 through 44, Block 2, and on Equestrian Circle adjacent to Lots 45 through 54, Block 2, and Equestrian Court, Equestrian Street and Equestrian Circle adjacent to Lots 16 through 30, Block 6, all in Equestrian Estates Addition (south of Harry, east of 127th Street East) 472-83430 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

MEADOWLAND ADD. CONSTRUCT SANITARY SEWER IMPROVEMENTS IN MEADOWLAND ADDITION, NORTH OF KELLOGG, EAST OF 127TH STREET EAST. (DISTRICT II)

Agenda Report No. 05-0909

On March 19, 2002, the City Council approved a Petition to construct a sanitary sewer to serve Meadowland Addition. The developer has submitted new Petitions that split the original project into two phases to accommodate the development in the area. The signature on the new Petitions represents 100% of the improvement districts.

The projects will serve a new commercial development located north of Kellogg, east of 127th St. East.

The project budgets total \$174,000 with the total paid by special assessments.

State Statutes provide that a Petition is valid if signed by a majority of resident property owners or the majority of the property in the improvement district.

Motion--
--carried

Mayans moved that the Petitions be approved; the Resolutions adopted and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 05-514

Resolution of findings of advisability and Resolution authorizing construction of Lateral 330, Four Mile Creek Sewer (north of Kellogg, east of 127th Street East) 468-83415 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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RESOLUTION NO. 05-515

Resolution of findings of advisability and Resolution authorizing construction of Lateral 384, Four Mile Creek Sewer (north of Kellogg, east of 127th Street East) 468-84088 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

BOARDS/COMM.

MINUTES OF ADVISORY BOARDS/COMMISSIONS:

Board of Electrical Appeals/Office of Central Inspection, special meeting, June 28, 2005
Wichita Employees' Retirement Board/Police & Fire, Special Joint Investment Committee, June 30, 2005
District V Advisory Board, July 11, 2005
District VI Advisory Board, July 20, 2005
District VI Advisory Board, August 1, 2005
Board of Code Standards & Appeals, August 1, 2005
Wichita Employees' Retirement Board/Police & Fire, August 4, 2005
Wichita Airport Advisory Board, August 8, 2005
Board of Park Commissioners, August 15, 2005
Housing Advisory Board, August 17, 2005
Wichita Public Library, monthly report, August 2005

Motion--carried

Mayans moved that the file be received. Motion carried 7 to 0.

STREET CLOSURES

CONSIDERATION OF STREET CLOSURES/USES.

Agenda Report No. 05-0958

In accordance with the Special Events Procedure, event sponsors are to notify adjacent property owners and coordinate arrangements with Staff, subject to final approval by the City Council.

The following street closure requests have been submitted:

Annual Halloween Trick or Treat Event – Monday, October 31, 4:00 p.m.-10:30 p.m.
§ 100 Block of Broadview from Douglas to First Street

Police security is arranged to remove street barricades as necessary to allow emergency vehicle access during entire designated time period

Inasmuch as possible, event sponsors are responsible for all costs associated with special events.

Motion--

Mayans moved that the request subject to: (1) Event sponsors notifying every property and/or business adjoining any portion of the closed street; (2) Coordination of event arrangements with City Staff; (3) Hiring off-duty public safety officers as required by the Police Department; (4) Obtaining barricades to close the streets in accordance with requirements of Police, Fire and Public Works Department; (5) Submitting a Certificate of Insurance evidencing general liability insurance which covers the event and its related activities, including the naming of the City as an additional insured with respect to the event's use of the closed City streets be approved. Motion carried 7 to 0.

--carried

CONTS/AGRMNTS

CONTRACTS & AGREEMENTS FOR SEPTEMBER 2005.

Motion--carried

Mayans moved that the report be received and filed. Motion carried 7 to 0.

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WATERWALK

ART CONSULTANT/BROKER SERVICES AGREEMENT-WATERWALK REDEVELOPMENT. (DISTRICT I)

Agenda Report No. 05-0910

On October 12, 2004, the City Council approved an amendment to the Development Agreement between the City and WaterWalk LLC for the destination retailer improvements (Gander Mountain). In addition, the City Council increased the Public Improvements budget by \$1 million dollars to enhance the public art component.

On August 10, 2005, the City issued a competitive Request for Proposals (RFP) for a art consultant to provide planning and evaluation services, design services, and project management services for all of the public art elements to be installed by the City in the WaterWalk project. On October 4, 2005 a Staff Screening and Selection Committee unanimously approved the proposal submitted by the Greteman Group.

The balance of the Public Improvements for the WaterWalk project will be designed in the near future. To ensure the public art component is integrated with the design of the Public Improvements and the Design Council reviews the public art as needed, a contract has been drafted with the Greteman Group, Inc. to provide art consultant and brokerage services for the design and installation of the public art components.

The Greteman Group, Inc. will provide the Planning and Evaluation, Design Services and Project Management for the public art. This includes, but is not limited to:

- § Provide creative concepts for WaterWalk Public Art Program and identify potential art opportunities and locations.
- § Secure artists and provide information to the various artists on scale, theme, location, color palette, timelines and all details and criteria associated with the Public Art program.
- § Provide Public Art designs to the City for review and approval.
- § Provide estimated operating costs for each art element proposed to be created/installed.
- § Provide project management throughout the project coordinating the artists with the City architects and City staff. City staff will coordinate with the Developer.
- § Present Public Art program to various boards, committees, Task Teams and City staff on an "as needed" basis.
- § Manage the timelines and schedules relative to the Public Art program.
- § Negotiate contracts with the artists.
- § Review artists concepts, shop drawings, sample materials to maintain consistency throughout the project.
- § Assemble cohesive presentation boards to include all art elements.
- § Inspect the artists' work.
- § Supervise details and quality of each Public Art element.
- § Manage the Public Art budget.

The contract amount is a not to exceed fee of \$50,000. Funds are available in the WaterWalk budget to pay these expenses.

The City Attorney has reviewed the agreement and approved it as to form.

Motion--
--carried

Mayans moved that the Art Consultant/Broker Services Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

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WATERSHED

CHENEY WATERSHED DEMONSTRATION PROJECTS-WORKING AGREEMENT.

Agenda Report No. 05-0911

Cheney Reservoir is a major water supply source for Wichita, currently providing approximately 60 percent of the City's water. On August 24, 1993, City Council approved the concept of the City assuming part of the cost-share necessary to allow landowners to implement Best Management Practices in the watershed above the reservoir that would improve water quality and extend the life of the reservoir.

Cheney Reservoir has two significant pollution problems: sedimentation and phosphates. Sediment washes into the reservoir from soil erosion displacing stored water, and is a major factor in determining the useful life of the reservoir. High phosphate levels can lead to an increase in microscopic plant activity in a lake, which increases taste and odor problems.

A management plan has been approved for the watershed that identifies Best Management Practices (BMP) that will help reduce the pollution entering the reservoir. The Reno County Conservation District and the Citizens' Management Committee are responsible for implementing the recommendations in the plan. The proposed Working Agreement promotes the use of BMP and establishes procedures for payments to producers who implement these practices. It addresses funding the construction of various demonstration projects, including terraces, grassed waterways, range and pasture seeding, riparian filter strips and concrete drainage structures.

There are incentives to use alternate management techniques (nutrient management, conservation tillage, crop rotation, brush control, and planned grazing systems) and incentives to convert land coming out of the Conservation Reserve Program to rangeland by installing water systems, fencing and filter strips. This Agreement also includes an incentive program for small community wastewater treatment plants to make voluntary improvements that improve the quality of their discharge.

All of the practices are voluntary, and allocated funds may not be fully utilized in the fiscal year. Most of the practices that this Working Agreement is promoting are also eligible for funding from an EPA 319 Grant that provides up to 60 percent of the cost of a BMP project. The City will match the 40 percent that it not covered by federal funds.

Other entities offering cost-share programs include the Kansas Alliance for Wetlands and Streams, the Kansas Water Office and the Kansas Rural Center. These entities have programs that offer 60-70 percent funding for BMP projects; however, the installation of fences around sites that were previously enrolled in the Conservation Reserve Program is not currently eligible for funding from any other programs. The fencing projects will be eligible for 50 percent funding from the City of Wichita, with the remaining 50 percent being paid by the landowner. The incentive payment for small municipalities is limited to a one-time payment of \$2,500 per community to match other funding sources.

CIP W-500, Cheney Watershed Protection Plan, has allocated \$200,000 in 2006 for this effort. The maximum amount that the City could spend in FY 2006 for the City's share of the costs for all of the practices in this Working Agreement would not exceed \$75,600.

The Working Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Working Agreement with the Reno County Conservation District and Citizen's Management Committee be approved and the necessary signatures authorized. Motion carried 7 to 0.

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SHADOW WOODS

STAKING IN SHADOW WOODS ADDITION, WEST OF 135TH STREET WEST, NORTH OF MAPLE. (DISTRICT V) - SUPPLEMENTAL.

Agenda Report No. 05-0912

The City Council approved the storm water drainage improvements in Shadow Woods Addition on July 20, 2004. On July 12, 2005 the City approved an Agreement with Baughman Company, P.A. to design the improvements. The Design Agreement with Baughman requires Baughman to provide construction engineering and staking services if requested by the City.

The proposed Supplemental Agreement between the City and Baughman provides for staking the improvements. Due to the current workload created by previous projects, City crews are not available to perform the staking for this project.

Payment to Baughman will be on a lump sum basis of \$8,110 and will be paid by special assessments.

The Supplemental Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Supplemental Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

KRUG NORTH

STAKING IN KRUG NORTH, KRUG NORTH SECOND AND HAWTHORNE THIRD ADDITIONS, NORTH OF 21ST STREET, WEST OF 143RD STREET EAST. (DISTRICT II) - SUPPLEMENTAL.

Agenda Report No. 05-0913

The City Council approved the storm water drainage improvements in Krug North, Krug North 2nd and Hawthorne 3rd Additions on April 13, 2004. On September 13, 2005 the City approved an Agreement with Baughman Company, P.A. to design the improvements. The Design Agreement with Baughman requires Baughman to provide construction engineering and staking services if requested by the City.

The proposed Supplemental Agreement between the City and Baughman provides for staking the improvements. Due to the current workload created by previous projects, City crews are not available to perform the staking for this project.

Payment to Baughman will be on a lump sum basis of \$12,850 and will be paid by special assessments.

The Supplemental Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Supplemental Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

PROJECT ACCESS

PROJECT ACCESS CONTRACT RENEWAL.

Agenda Report No. 05-0914

Since 1999, the City in partnership with the Sedgwick County Medical Society, United Way, and the County, has participated in Project Access, which is a program that provides medical services for the uninsured. This innovative program involves a community partnership that links physicians, social service agencies, hospitals, clinics, and area pharmacies to address the needs of uninsured low-income residents. The current contract between the City and the Central Plains Regional Health Care Foundation, Inc. (the non-profit organization responsible for Project Access) is to provide funds for prescription services. This contract expired on August 31, 2005 but has two available options to renew for successive one-year periods. A recommendation to renew the contract for a one-year period that runs through August 31, 2006 is being brought before the City Council.

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The City, Sedgwick County, and United Way have supported Project Access, and have financially participated in the program since it became operative. Project Access is a vital part of a network that serves uninsured Sedgwick County individuals, which are estimated to constitute a local uninsured base of 55,000 persons, representing approximately 13 percent of the area population. Each year of operation there has been an increasing demand for Project Access services. From September 1999 through August 2005, 6,147 individuals were enrolled into the program and have received donated medical care and services.

This program has been a model of public and private sector collaboration. The City and County program contributions, which provide for prescription services, are matched by participation of the local medical community. Prescriptions purchased from the program's inception through August 2005 total \$2,468,382 with 114,274 prescription claims filed. Currently 547 physicians and eight local hospitals are committed to donate services through Project Access. The value of this contributed care through August 2005 is \$12,749,861 in total donated physician services and \$30,860,758 in total donated hospital services, not including additional labs, ambulatory surgery centers, and other ancillary services. Other participating providers include 78 pharmacies that fill prescriptions at 15% below average wholesale price and do not receive payment for filling these prescriptions. Also, 78 pharmaceutical companies have donated \$1,036,488 in prescription medicines. Measures of the program's success include high satisfaction ratings for patients and participating physicians, the development of collaborative partnerships, successful replication of the program in other locales, and the number of persons receiving needed medical services.

The contract renewal total is \$300,000, the same amount provided for the 2004/05-contract period. The City will use federal Community Services Block Grant (CSBG) funds, received to serve low-income persons, to pay the contract costs. The contract renewal will not obligate general fund monies.

The Department of Law has approved the contract renewal as to form.

Motion--
--carried

Mayans moved that the renewal of the Project Access Contract be approved and the necessary signatures authorized. Motion carried 7 to 0.

NORTHRIDGE

NORTHRIDGE PLAZA ADDITION, NORTH OF 37TH STREET NORTH, WEST OF RIDGE. (DISTRICT V)

Agenda Report No. 05-0916

The City Council approved the water distribution system and sanitary sewer improvements in Northridge Plaza Addition on May 21, 2002.

The proposed Agreement between the City and Baughman Company, P.A. provides for the design of bond-financed improvements consisting of water and sanitary sewer in Northridge Plaza Addition. Per Administrative Regulation 7a, staff recommends that Baughman be hired for this work, as this firm provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment to Baughman will be on a lump sum basis of \$29,400, and will be paid by special assessments.

The Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

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TYLER'S LANDING TYLER'S LANDING THIRD ADDITION, SOUTH OF 37TH STREET NORTH, EAST OF TYLER. (DISTRICT V)

Agenda Report No. 05-0917

The City Council approved the water distribution system, sanitary sewer and paving improvements in Tyler's Landing 3rd Addition on August 16, 2005.

The proposed Agreement between the City and Baughman Company, P.A. provides for the design of bond-financed improvements consisting of water, sanitary sewer and paving in Tyler's Landing 3rd Addition. Per Administrative Regulation 7a, staff recommends that Baughman be hired for this work, as this firm provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment to Baughman will be on a lump sum basis of \$77,000, and will be paid by special assessments.

The Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

WATER SUPPLY WATER SUPPLY LINE ALONG 135TH STREET WEST, BETWEEN 21ST STREET AND 29TH STREET. (DISTRICT V)

Agenda Report No. 05-0918

On June 14, 2005, the City Council approved a construction contract with Dondlinger and Sons, Inc. to build a water supply line along 135th St. West, between 21st and 29th Street North. It has since been determined that, due to the pipe size and pressure in the line, a pipe joint restraint system is needed to prevent future pipeline blowouts.

A Change Order has been prepared for the additional work. Funding is available within the project budget.

The total cost of the additional work is \$16,753 with the total paid by the Water Utility. The original contract amount is \$1,318,959. This Change Order plus previous Change Orders represents 2.26% of the original contract amount.

The Law Department has approved the Change Order as to legal form. The Change Order amount is within the 25% of construction contract cost limit set by City Council policy.

Motion--
--carried

Mayans moved that the Change Order be approved and the necessary signatures authorized. Motion carried 7 to 0.

WATER FEATURES INTERACTIVE WATER FEATURES AT FAIRMOUNT AND OSAGE PARKS. (DISTRICTS I & IV)

Agenda Report No. 05-0919

On December 16, 2003, the City Council approved the installation of Interactive Water Features at Fairmount and Osage Parks.

On July 20, 2004 City Council approved the design-build team of Key Construction and Spangenburg Phillips for the project.

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Throughout the design process special attention was given to get the most out of the water features in the park both in quality and size. The project budget of \$400,000 for each park, \$800,000 total, was allotted for water features and construction of the parks. It was determined late in the design phase that the cost of the water features proposed for the project was going to be more than anticipated in the original project design.

Rather than take away from the water feature's size and number of play features, Park and Recreation recommended the use of funds from remaining 2004 CIP funds approved for Park improvement to pay for the extra expense of the amenities at each park. This solution allowed the City of Wichita to keep the fun value of the park at a high level, as well as provide the shade structures, benches and trash receptacles.

The Change Order includes the construction of three (3) shade structures, thirteen (13) benches and four (4) trash receptacles at \$35,000, or 4.4% of the original contract.

Funding for the Change Order is from the 2004 Park Improvement CIP (OCA #785042).

The Law Department has approved the Change Order as to form.

Motion--
--carried

Mayans moved that the Change Order be approved and the necessary signatures authorized.
Motion carried 7 to 0.

PROP. ACQUISITION LAND IN THE 1400 BLOCK OF NORTH BROADWAY ALONG THE ABANDONED UNION PACIFIC RAIL CORRIDOR FOR THE MIDTOWN GREENWAY. (DISTRICT VI)

Agenda Report No. 05-0920

In 1999, the Union Pacific Railroad abandoned the rail corridor that runs from Central Avenue and Wichita Street to 15th Street and Broadway. With this abandonment, rights to the corridor reverted to the adjacent property owners on both sides. The City has reviewed the former corridor and decided that it could be developed as a greenway/lineal park connecting Horace Mann, Irving and Park Schools and the bicycle path on Central. In April 2002, the City Council approved \$74,000 in CDBG funding to acquire portions of the abandoned Union Pacific corridor from Central to 15th Street.

At 15th and North Broadway, one owner has two commercial zoned parcels. While neither is buildable as is, both become developable with the inclusion of the adjacent corridor. The first parcel is at the southwest corner of 15th Street and Broadway. With the inclusion of the rail corridor, it has about 8,565 square feet. The second parcel is an interior parcel that has access to Broadway via the inclusion of the rail corridor. This parcel, with the rail corridor, has about 19,700 square feet. Commercial land of developable size and clear title in this area has a market value of \$1.50-to-\$3.00 per square foot. Due to the odd shape of the parcels and the difficulty in perfecting title to the rail corridor, the owner has agreed to sell the parcels and interest in the adjacent corridor for \$30,000 or \$1.05 per square foot.

A budget of \$30,700 is requested for the acquisition. This includes \$30,000 for the acquisition and \$700 for closing costs and title insurance. The funding source is previously approved CDBG funds.

The Law Department has approved the contract as to form.

Motion--
--carried

Mayans moved that the budget and real estate purchase contract be approved and the necessary signatures authorized. Motion carried 7 to 0.

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COWSKIN

SANITARY SEWER EASEMENTS FOR MAIN 6, COWSKIN INTERCEPTOR SEWER. (DISTRICT V)

Agenda Report No. 05-0921

The City Council adopted a Resolution on May 18, 2004 declaring it necessary to provide main sanitary sewer to a developing residential corridor roughly bounded by Kellogg, 119th Street West, Pawnee and 135th Street West. Fulfillment of this Resolution requires easements on tracts located north of Kellogg and approximately one-half mile west of 119th Street. Three of the five easements required for the project have been obtained; an agreement for the remaining two easements has been reached with the property owner.

A negotiated settlement of \$5,000 has been accepted by the property owner in exchange for sanitary sewer easements totaling 19,640 square feet.

A budget of \$5,000 is requested. The funding source will be the Main 6, Cowskin Interceptor Sewer Project.

The Law Department has approved the Sanitary Sewer easements as to form.

Motion--
--carried

Mayans moved that the budget and the easements be approved and the necessary signatures authorized. Motion carried 7 to 0.

CONDEMNATIONS

REPAIR OR REMOVAL OF DANGEROUS & UNSAFE STRUCTURES. (DISTRICTS I AND III)

Agenda Report No. 05-0922

On October 3, 2005 the Board of Code Standards and Appeals (BCSA) held a hearing on the following four (4) properties. These properties are considered dangerous and unsafe structures, and are being presented to schedule a condemnation hearing before the Governing Body.

Improvement notices have been issued on these structures, however, compliance has not been achieved. Pre-condemnation and formal condemnation letters were issued and the time granted has expired. No action has been taken to repair or remove these properties.

Property Address	Council District
a. 1227 North Poplar	I
b. 1823 South Waco	III
c. 417 West Funston	III
d. 1802 South Broadway	III

These structures have defects that under Ordinance No. 28-251 of the Code of the City of Wichita shall cause them to be deemed as dangerous and unsafe buildings, as required by State Statute for condemnation consideration.

Motion--
--carried

Mayans moved that the resolutions to schedule a hearing and place these matters on the agenda for a Hearing before the Governing Body on December 13, 2005 at 9:30 a.m. or as soon thereafter be adopted. Motion carried 7 to 0.

RESOLUTION NO. 05-516

A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the City of Wichita, Kansas, at which the owner, his agent, lienholders of record and occupants of property legally described as: Lots 73 and 75, on Mona, now Poplar Street, Fairmount Park Addition to Wichita, Sedgwick County, Kansas known as 1227 North Poplar may appear and show cause why such structure should not be condemned and ordered repaired or demolished as a dangerous structure.

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RESOLUTION NO. 05-517

A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the City of Wichita, Kansas, at which the owner, his agent, lienholders of record and occupants of property legally described as: Lots 118 and 120, on Waco Avenue, English's 8th Addition to the City of Wichita, Sedgwick County, Kansas known as 1823 South Waco, may appear and show cause why such structure should not be condemned and ordered repaired or demolished as a dangerous structure.

RESOLUTION NO. 05-518

A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the City of Wichita, Kansas, at which the owner, his agent, lienholders of record and occupants of property legally described as: the east half of Lots 1 and 2, Supplemental Plat of Rosenthal's 5th Addition to the City of Wichita, Sedgwick county, Kansas known as 417 West Funston may appear and show cause why such structure should not be condemned and ordered repaired or demolished as a dangerous structure.

RESOLUTION NO. 05-519

A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the City of Wichita, Kansas, at which the owner, his agent, lienholders of record and occupants of property legally described as: Lots 2 and 4, on Lawrence Avenue, South Lawrence Avenue Addition to the City of Wichita, Sedgwick County, Kansas known as 1802 South Broadway may appear and show cause why such structure should not be condemned and ordered repaired or demolished as a dangerous structure.

FTA

RESOLUTION AUTHORIZING SECTION 3037 ACCESS TO JOBS GRANT FROM FEDERAL TRANSPORTATION ADMINISTRATION, (FTA).

Agenda Report No. 05-0923

The Federal Transportation Administration (FTA) grant application process requires a resolution by the governing body authorizing staff to file grant applications to receive funds and administer the grant's program. The purpose of this Resolution is to authorize staff to file for eligible federal funds for the support of the City's Access to Jobs transit services for 2005-2006 and transit operation. The authorized total federal apportionment for FY 2005 is \$396,473. A public hearing was held on September 29, 2005, and there was no opposition to the grant. Section 3037 is a 50% federal 50% local match program.

The proposed Resolution authorizes funding to support the purchase of rides for low-income clients under a brokerage system, utilizing other transportation providers within Wichita. We provide service for clients of Social and Rehabilitation Services, and non-profit organizations including Starkey, KETCH, Envision, Res-Care, Breakthrough Club, the Mental Health Association and Cerebral Palsy Research Foundation.

The total budget for the grant is \$792,946 where 50% federal share is \$396,473 and local City match is \$90,709 all in-kind service; while numerous agencies, and non-profits, make-up the remaining \$305,764 local match. Services will only be provided to the extent that a local match has been negotiated.

The City's Law Department has reviewed and approved the Resolution as to form.

Motion--
--carried

Mayans moved that the Resolution be adopted and the necessary signatures authorized.
Motion carried 7 to 0.

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RESOLUTION NO. 05-520

A Resolution authorizing the filing of an application with the Department of Transportation, United States of America, for a grant under Section 3037 of the Transportation Equity Act for the 21st Century (TEA-21) to support Local 2005/2006 Job Access and Reverse Commute Program, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

PARK PATHWAYS

PARK PATHWAYS AND SIDEWALKS. (DISTRICT VI)

Agenda Report No. 05-0924

In 1999, a master plan for Schell Park was developed by the Park and Recreation Department to fulfill the needs of neighborhood issues. The department later developed a youth soccer field, drainage system, picnic tables and tree plantings, which were part of that master plan. Park staff now wishes to complete the development of the strolling path, which was approved by the Neighborhood Association. The Park and Recreation Department is responsible for ensuring that the City's park pathways and sidewalks comply with ADA requirements, meet the requirements of awarded matching grants, and provide for the safety of park users.

The 2006 Park Capital Improvement Program (CIP) includes \$40,000 for the construction and repair of paths and sidewalks in City parks. Funding will provide for a paved, six-foot-wide concrete pathway approximately 2,055 feet long, as shown on the Schell Park master plan.

The 2006 Park CIP includes \$40,000 for the construction and repair of pathways and sidewalks in City parks. The funding source is general obligation bonds.

The Law Department has approved the bonding resolution as to form.

Motion--
--carried

Mayans moved that the bonding resolution be adopted; initiation of the project authorized and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 05-521

A Resolution authorizing the issuance of bonds by the City of Wichita at large for the improvement of park paths and sidewalks at Schell Park, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

2005 WEED/SEED

FY2005 WEED AND SEED PROGRAM. (DISTRICT I)

Agenda Report No. 05-0925

The Weed and Seed Program is a federally-funded grant program that brings together Federal, state, and local law enforcement agencies; social service providers; representatives of the public and private sectors; prosecutors; business owners; and neighborhood residents to "weed" out violent crime and gang activity, while "seeding" the community with social services and economic revitalization. The Weed and Seed Program is administered in "officially recognized" sites. Since 1995, the officially recognized site has the following boundaries: Central on the South, Old Manor from 17th to Central and Hillside from 17th to 27th Street on the East, Mosley on the West, and 27th Street on the North.

For federal fiscal year 2005, funding for the "weeding" component of the Weed and Seed Program is provided through federal funds granted to the Wichita Family Services Institute, Inc. for law enforcement activities. The Wichita Police Department will receive \$68,078 from the 2005 Weed and Seed Program for expenses, including overtime, training, equipment, vehicle rental, and buy money.

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The Wichita Police Department will receive a payment of \$68,078 from the Wichita Family Services Institute, Inc. for expenses related to overtime, training, equipment, vehicle rental, and buy money. No local match is required.

The Law Department will review and approve the contract as to form.

Motion-
--carried

Mayans moved that the receipt of funds be approved and the necessary signatures authorized.
Motion carried 7 to 0.

2006 HEALTH INS.

2006 HEALTH INSURANCE PROGRAM.

Agenda Report No. 05-0926

The City uses a Health Insurance Advisory Committee (HIAC) to monitor health insurance programs for employees, and recommend new/renewal programs or changes in health coverage and cost, as required. The Committee includes representatives from the Fraternal Order of Police, International Association of Firefighters, Service Employees International, Teamsters unions, as well as the (non-union) Employees Council and Management staff.

The City Council directed staff to receive competitive bids for the City of Wichita's 2005/2006 health insurance plans. On October 12, 2004, the City Council accepted the recommendation of the Health Insurance Advisory Committee to approve Coventry Health Care of Kansas, Inc. as the medical and prescription provider for 2005 and 2006.

The Health Insurance Advisory Committee reviewed the recommendations on September 30, 2004. Coventry Health Care was selected as the preferred vendor as being most responsive to the Request For Proposal. Coventry was the low responder for the 2005 fully insured medical plan and insured prescription drug plan, with a total estimated aggregate cost for both medical and prescription of \$20,851,766 (exclusive of any plan changes). This was approximately -3.3% less than the 2004 medical and prescription drug plan. Coventry Health Care also provided a 2006 rate cap guarantee of not more than 10.9%, which also was approved.

Coventry Health Care has provided the City with data for the 2006 premium. The 2006 renewal indicates the City's experience yields a 16.9% increase in health care premiums for 2006. Because the City has approved the rate cap guarantee of not more than a 10.9% increase for 2006, Coventry is required to offer the 2006 renewal at not more than 10.9%.

The City's health and benefits consultant, Hilb, Rogal and Hobbs, reviewed the 2006 data and believe the 10.9% increase is justified. The Health Insurance Advisory Committee reviewed the 2006 renewal on October 3, 2005. They recommend acceptance of the 10.9% rate cap guarantee for 2006.

The Health Insurance Advisory Committee and the City Council previously agreed to the following changes for 2006: a prescription drug lifetime cap of \$500,000; an increase in ambulatory surgery co-pay from \$150 in 2005 to \$200 in 2006; and to cover full-time students to age 23 and non-students to age 19. The City will have to amend the dental and vision plans to match the medical/prescription drug plan full-time student eligibility standard so that all City plans have the same student eligibility standards.

The renewal quote to purchase medical, prescription and vision coverage would require total monthly premiums of \$306.41/single and \$916.16/family. The City Council approved the 2006-08 proposal with Vision Services Program (VSP) on September 20, 2005.

City Council approval of the recommended plan, maintaining an 80%/20% premium split, would result in a 10.4% net premium increase (including vision) for both the City and employees. The table below summarizes monthly premiums for the proposed action on 2006 health insurance (medical, prescription and vision):

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2005 Insurance Premiums			2006 Insurance Premiums		
	City Share	Employee Share	City Share	Employee Share	
	80%	20%	80%	20%	
Single	\$222.07	\$55.50	\$245.13	\$61.28	
Family	\$663.62	\$165.90	\$732.92	\$183.24	

Premium costs over the two-year life (2005 and 2006) of the Coventry Health Care and vision contract will be as follows:

COMPARISON OF TOTAL PREMIUM RATES 2004-2006

Family Size	2004PHS	2005Coventry	2006Coventry	Percent Change From 2004
Single	\$306.12	\$277.57	\$306.41	001%
Family	\$855.81	\$829.52	\$916.16	7%

A financial summary of Coventry Health Care of Kansas, Inc. is on file in the Department of Finance.

The contracts and related documents will be approved as to form by the City Attorney's office.

Motion--

Mayans moved that the recommendation of the Health Insurance Advisory Committee be accepted and approve Coventry Health Care of Kansas, Inc. as the medical and prescription drug provider for 2006, with the modifications in co-pays/deductibles/benefits and authorize the required signatures. Motion carried 7 to 0.

--carried

PLANNED SAVINGS

CAPITAL IMPROVEMENT PROGRAM PLANNED SAVINGS PROJECTS.

Agenda Report No. 05-0927

The 2005-2014 Capital Improvement Program (CIP) contains an allowance for "planned savings." Planned savings account for unexpended or under expended project budgets. Like the operating budget, predicting the savings from individual projects is very difficult. However, the capital budget (CIP) always experiences some level of under expenditures.

The total funds available from under-expenditures are expected to be \$3.75 million. Most of these funds (\$2.25 million) are proposed for repairs to City facilities. Repairs would primarily consist of major mechanical and structural repairs. Routine maintenance items will not be funded by this project.

One example of a major repair project that may be considered is the air handling system at the Art Museum. The current equipment is about 28 years old and needs to be replaced to maintain the building to a standard to display the artwork inside. Other projects may be identified later, as building needs continue to be evaluated. No expenditures will be made without approval by the City Manager.

Additionally, \$1.5 million in planned savings is requested to accelerate replacement of Police cars. The Fleet Fund provides replacement for most City vehicular equipment, including Police vehicles. Based on current patrol strategies and usage, about 100 Police patrol vehicles should be replaced every year. Fleet currently does not have adequate resources to replace the Police fleet quickly enough to maintain the vehicles in a relatively good condition with relatively low miles. The target for replacement is 100,000 miles. The current Fleet budget includes about 35 to 40 Police patrol car replacements annually.

To partially offset the cost of increasing and accelerating Police vehicle replacements, heavy equipment such as backhoes, bulldozers, tractors and dump trucks would be replaced using planned savings funds. All equipment to be replaced using planned savings has a useful life of at least 10 years and is therefore eligible for bonding. Staff will continue to evaluate Fleet operations, including equipment replacement schedules, and make recommendations for improvements.

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Planned savings are estimated based on the General Obligation (G.O.) capital budget. The G.O. budget consists of planned bond sales, note sales (pay-as-you-go or cash financing) and the Local Sales Tax (LST) budgeted for arterial streets. For 2005 – 2007, these three funding sources total about \$122.6 million. Planned savings are estimated at 3% of budget, a rate comparable to the operating budget planned savings assumption.

The Law Department has approved the authorizing Ordinance and the bonding resolution as to legal form.

Motion--

Mayans moved that the project be approved; the ordinance placed on first reading, the bonding resolution adopted and the budget transfers and the necessary signatures authorized.

--carried

Motion carried 7 to 0.

RESOLUTION NO. 05-522

A Resolution determining the advisability of making certain public improvements in the City of Wichita, Kansas, and setting forth the general nature and the estimated cost of such improvements; authorizing and providing for the making and financing of the improvement in accordance with the findings of the governing body; and directing the publication of this Resolution, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ORDINANCE

An Ordinance determining the necessity for acquiring fleet vehicles and equipment, and the necessity of repairing City Facilities, and providing that the cost of said acquisition shall be paid by the City of Wichita, Kansas, at large through the issuance of General Obligation Bonds of the City of Wichita, Kansas, under the city's home rule authority as set out in Article 12, Section 5, of the Constitution of the State of Kansas, introduced and under the rules laid over.

CHENEY RESERVOIR CHENEY RESERVOIR WATERSHED COST-SHARE AGREEMENT.

Agenda Report No. 05-0928

Cheney Reservoir is a major water source for Wichita, currently providing approximately 60 percent of the City's annual water supply. On August 24, 1993, City Council approved the concept of the City assuming part of the cost-share necessary to allow landowners to implement Best Management Practices in the watershed above the reservoir. Since then, the City Council has approved annual agreements with the Cheney Watershed Citizens Management Committee and the Reno County Conservation District to help implement improvements in the watershed.

It has been determined that Cheney Reservoir has at least two significant pollution problems: sedimentation and phosphates. Sedimentation washes into the reservoir from soil erosion, which can reduce the life of the reservoir, and high phosphate levels can lead to an increase in microscopic plant activity such as algae, thus increasing taste and odor problems in the water.

The Reno County Conservation District has acquired funds from the Water Resources Cost-Share Program (WRCS) and the Non-Point Source Pollution Control Fund (NPS) to help finance the installation of conservation practices that will reduce pollution entering the reservoir. Under these programs, the producer can install Best Management Practices to reduce pollution from their land and apply for reimbursement up to 70 percent of the cost of the improvements. The MOU facilitates a means whereby the producer can receive up to 100 percent reimbursement by having the City of Wichita provide up to a 30 percent cost-share for the improvements. Producers will not be eligible for any costs that exceed the County Average Cost for those improvements.

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Administration of the funds will be through the Cheney Watershed Citizens Management Committee. The committee, composed of landowners and producers in the watershed, administers the Watershed Management Plan and coordinates efforts to promote the installation of Best Management Practices in the watershed. This agreement will help facilitate the creation of partnerships between producers in the watershed and the City to reduce pollution that enters the reservoir. In addition, Stafford, Pratt, and Kingman Counties have agreed to participate. Projects completed in those counties will be submitted to the City through the Reno County Conservation District.

Alternatives: There are several alternatives that the City could pursue in attempting to reduce or eliminate pollution in Cheney Reservoir.

- 1) Participate in this program. The WRCS and NPS programs would provide 70 percent of the funds to correct pollution problems in the basin, with the remaining 30 percent coming from the City.
- 2) Wait until the pollution problems are more severe; however, the City would stand the risk of not having other funding sources to help participate in the cleanup of the drainage basin. Furthermore, customer dissatisfaction with taste and odor, or the additional cost of treating the above, would have a detrimental impact.
- 3) Forego efforts to work in the basin, and respond to the water quality in the reservoir. City Council has approved the use of powered activated carbon (PAC) and the construction of ozone equipment to help address taste and odor problems, but if conditions in the reservoir deteriorate, the cost of treatments will increase. The treatments, however, do not remove the sediment coming into the reservoir. To remove the sediment after it is in the reservoir, and thus extend its life, would require that the sediment be dredged, which is a costly and environmentally destructive process.

The maximum WRCS available to a single producer in Reno County in fiscal year 2006 will be \$5,000 and limited to \$7,500 for the NPS Program. Calculation is based on the County Average Cost, or actual cost, whichever is less. Reno County has WRCS funds of \$47,961 available in fiscal year 2006, while NPS has \$17,706.

Stafford County maximum WRCS available to a single producer will be limited to \$5,000 and \$5,000 for the NPS Program. The total amount of WRCS funds available in fiscal year 2006 will be \$37,876 and NPS will have funds available of \$22,820.

Pratt County maximum WRCS available to a single producer will be limited to \$3,500 and \$2,200 for the NPS Program. The total amount of WRCS funds available in fiscal year 2006 will be \$36,308 and NPS will have funds available of \$20,503.

Kingman County maximum WRCS available to a single producer will be limited to \$3,500 and limited to \$10,000 for the NPS Program. The total amount of WRCS fund available in fiscal year 2006 will be \$25,009 and the amount of NPS funds available will be \$17,608.

The cost to the City shall not exceed \$44,160 for WRCS projects, or \$32,270 for NPS projects for a total combined amount of \$76,430 in fiscal year 2006. CIP W-500, Cheney Watershed Protection Plan, has allocated \$200,000 in 2006 for this effort. Other sources of funding include the EPA, the State of Kansas Water Plan and the USDA, all helping to diversify the cost of the improvement projects among funding sources.

The Law Department has approved the Memorandum of Understanding as to form.

Motion-
--carried

Mayans moved that the MOU with the Reno County Conservation District be approved; the Resolution adopted and the necessary signatures authorized. Motion carried 7 to 0.

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RESOLUTION NO. 05-523

A Resolution amending Resolution No. 04-674 pertaining to the Cheney Watershed Protection (W-500) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

CHENEY MOU

CHENEY WATERSHED STAFF POSITION-MEMORANDUM OF UNDERSTANDING.

Agenda Report No. 05-0929

Cheney Reservoir is one of Wichita's major sources of water, currently providing approximately 60 percent of Wichita's annual water supply. Since 1993, the City has participated in a program to encourage the implementation of projects that will reduce pollution entering the reservoir. Participation includes the concept of the City assuming part of the cost-share necessary to allow landowners to implement Best Management Practices in the watershed. On October 13, 1998, the City Council approved a Memorandum of Understanding (MOU) with the Citizens Management Committee, now incorporated as the Cheney Lake Watershed, Inc., to fund a public relations/education position renewable annually.

The Cheney Watershed Improvements project is one of the most successful projects of its kind in the nation, having received several national awards. Over 2,300 projects have been completed in the watershed. The work already has resulted in a reduction in taste and odor events in the City's drinking water, plus a significant reduction in sediment entering the reservoir. Much credit for the success of the project can be attributed to the work of the Citizens Management Committee (CMC), composed of people living and working in the watershed who have worked hard to convince their neighbors that these improvements are good for both them and the City.

The staff person funded through this MOU assists the CMC in executing many public relations and education tasks. This staff position has been very successful in increasing interest in the watershed project, increasing the number of projects completed in the watershed, and consequently, improving the water quality in the reservoir.

The cost for the position is \$38,580. The Kansas Department of Health and Environment has offered to provide \$14,060 (approx. 36 percent) towards this position through a grant from the U.S. Environmental Protection Agency, with the City providing \$24,520 (64 percent), as well as \$3,000 to assist in other contractual expenses of the watershed. The remaining cost will be obtained from a grant from the EPA. Funds are available in CIP W-500, Cheney Watershed Protection Plan, which has \$200,000 allocated for this project in 2006.

The MOU has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Memorandum of Understanding with the Cheney Lake Watershed be approved and the necessary signatures authorized. Motion carried 7 to 0.

GARAGE REPAIRS

CITY HALL GARAGE REPAIRS. (DISTRICT VI)

Agenda Report No. 05-0930

On November 16, 2004, City Council approved a CIP project to perform a condition appraisal/maintenance review of the City Hall Parking Garage.

On February 15, 2005, City Council approved a contract with the combined firms of McCluggage Van sickle Perry Corp. (MVP) and Walker Parking Consultants, Inc. to perform the condition appraisal/maintenance review.

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On July 12, 2005, City Council approved a contract amendment with MVP and Walker for continued consultant services related to the Construction Documents, Bidding, and Construction Administration Phases for the repairs as identified in the condition appraisal.

Repairs as identified in the condition appraisal include but are not limited to: deteriorated control joint sealants; surface spalling of the supported concrete topping slab; delaminated concrete in the supported slab and ramp; moisture infiltration of the spandrel brick façade; bearing pad issues in select locations; corrosion of the metal pan stairs and railings at the west stair tower; cracked brick façade at the northwest corner on the upper level; fading and corrosion of metal railing on the top of the spandrel beams; faded floor markings; deterioration of the traffic topping on the ramp; deteriorated floor tile and concrete spalling in the east elevator/stair tower and obstructed floor drains.

The estimated probable cost of construction for the recommended base repairs is \$263,835, which exceeds the 2005 CIP budget of \$250,000 by \$13,835. The approved 2005-2014 CIP includes an additional \$250,000 in 2006 which will be used to complete the recommended base repairs and replace the southwest steel stair tower with galvanized stairs/treads, replace the rubber tile flooring, and install walk-off carpet in the elevators in the east elevator/stair tower.

It is recommended Council approve the remaining CIP funding so the structure's integrity and maintainability can be restored, while maintaining the service life of a major capital investment.

The project is authorized in the 2004-2013 Capital Improvement Program (CIP) PB-350502 (Project No. 435392, OCA No. 792427) at \$250,000 in 2005. The approved 2005-2014 CIP includes an additional \$250,000 in 2006 for a total of \$500,000.

The Law Department has approved the Amended Resolution as to form.

Motion--
--carried

Mayans moved that the Amended Resolution be adopted and the necessary signatures authorized.
Motion carried 7 to 0.

RESOLUTION NO. 05-524

A Resolution amending Resolution No. 04-617 of the City of Wichita, Kansas to pay all or a portion of the costs of repairing the City Hall Parking Garage located at 455 North Main Street in Wichita, Sedgwick County, Kansas and authorizing the issuance of bonds by the City of Wichita at Large, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

BOYS/GIRLS CLUB

BOYS AND GIRLS CLUB INFRASTRUCTURE IMPROVEMENTS, NORTH OF 21ST STREET, WEST OF GROVE. (DISTRICT D)

Agenda Report No. 05-0931

On June 21, 2005, the City Council approved an agreement with the Boys and Girls Club of South Central Kansas to redevelop the former Logopedic Institute site as a youth services center. Funding for associated public infrastructure improvements has been included in the 2005-2014 Capital Improvement Program. Professional Engineering Consultants, Inc (PEC) has been selected to provide engineering design services.

The project will reconstruct Jardine Drive and sidewalks within the campus. New streetlights will be installed and the street right-of-way will be landscaped.

The project budget is \$1,200,000 with the total paid by the City. In addition, Wichita State University has agreed to contribute up to \$130,000 for demolition expenses. The actual demolition cost will likely be substantially less than \$130,000. The funding source for the City share is General Obligation Bonds.

The Law Department has approved the authorizing Resolution as to legal form.

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Motion--
--carried

Mayans moved that the project be approved; the Resolution adopted and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 05-525

A Resolution authorizing the issuance of bonds by the City of Wichita at Large to construct infrastructure improvements for the Boys & Girls Club Site (north of 21st, west of Grove) 472-84282, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

EASEMENT

EASEMENT FOR SANITARY SEWER MAIN, LOCATED ALONG 135TH STREET WEST, BETWEEN CENTRAL AND 21ST STREET NORTH. (DISTRICT V)

Agenda Report No. 05-0932

The City Council adopted a Resolution on October 4, 2005 declaring it necessary to provide sanitary sewer main service to a developing residential corridor along 135th Street West, between Central and 21st Street North. Fulfillment of this Resolution requires easements on tracts located on the west side of 135th Street.

A negotiated settlement of \$13,000 has been accepted by one property owner in exchange for a 14,914 sq. ft. sanitary sewer easement, a street dedication of 59,660 square feet, and all necessary temporary construction easements.

A budget of \$13,000 is requested. The funding source will be the Main 4, Northwest Interceptor Sanitary Sewer Project.

The Law Department has approved the Sanitary Sewer Easement, Right of Way Dedication, and temporary construction easements as to form.

Motion--
--carried

Mayans moved that the budget and easement be approved and the necessary signatures authorized. Motion carried 7 to 0.

RAILROAD PERMITS

RAILROAD PERMITS FOR A WATER LINE ALONG HOOVER ROAD, NORTH OF ZOO BOULEVARD. (DISTRICT V)

Agenda Report No. 05-0933

On May 21, 2002, the City Council approved a water line project along Hoover Road, north of Zoo Boulevard at 21st Street.

Permits from the Kansas and Oklahoma Railroad are required to allow construction of the water line. Two copies of the two required permits have been prepared for signature by the City of Wichita, and will go into effect upon countersigning by the railroad. The executed documents will be returned to the City of Wichita.

The permit fees total \$4,200, and shall be paid by the improvements district and Water Utility as a shared expense to the project.

The Law Department has reviewed the permit agreements and approved it as to form.

Motion--
--carried

Mayans moved that the railroad permits be approved and the payment to the railroad and necessary signatures authorized. Motion carried 7 to 0.

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FLEET SERV.

FLEET INTERNAL SERVICE FUND BUDGET ADJUSTMENT.

Agenda Report No. 05-0935

Fleet Maintenance is responsible for the operation and maintenance of about 2,200 automobiles, light trucks, heavy trucks, heavy equipment and light equipment used by City departments. Fleet does not provide vehicles or service for Wichita Transit's large buses, or for Airport equipment. Internal customers pay rent on vehicles and equipment to offset the operation, maintenance and future replacement costs. Services include preventive maintenance, repairs, tire service, mobile service, fueling, overhauls, towing, body shop and major mechanical repairs. Repairs to electrical components, cooling systems and heavy equipment tires are contracted to outside vendors. Major repairs for specialized heavy equipment are managed contractually with local businesses.

The Fleet budget is established based on known and estimated costs, including wages, insurance, repair parts and fuel. In 2005, fuel costs have been significantly higher than estimated. The higher costs have caused a budget shortfall in several Fleet line items.

Additionally, replacement Police vehicles should be equipped with new equipment, such as light bars, radios and partitions. Much of this equipment has been transferred from old cars as new cars were purchased, and some of the equipment is up to 15 years old. The purchase of this new equipment was not fully anticipated in the Fleet budget, and will cause expenditures to be over budgeted levels in some line items.

The Fleet Fund has a State-certified 2005 expenditure budget of \$13,618,790. To complete all 2005 transactions, it is estimated that transfers of up to \$1,150,000 (about 8.4% of budget) will be needed. The additional fuel costs are estimated at \$840,000, and the new Police car equipment is estimated to cost \$310,000 to equip 40 cars. All transfers would occur within the Fleet Fund, using contingency funds. Including these transfers, total fund expenditures will be less than the 2005 State-certified expenditure budget of \$13,618,790.

Budget transfers over \$25,000 require City Council approval.

Motion--carried

Mayans moved that the budget transfers be approved. Motion carried 7 to 0.

S. ARKANSAS RIVER SOUTH ARKANSAS RIVER GREENWAY IMPROVEMENTS. (DISTRICT III)

Agenda Report No. 05-0936

On January 11, 2005, City Council approved and authorized the initiation of funding in the amount of \$30,000 to provide design services for the South Arkansas River Greenway. K.E. Miller Engineering, P.A. w/Landworks Studio was the selected vendor to provide design services for an access point to the river for canoeing purposes. Proposed improvements for the project include an entrance road, a small parking lot and canoe launching point, a meeting spot and an access trail. Final design plans are prepared for bidding and construction of this project.

The construction of the South Arkansas Greenway canoe launch will provide the second official river access point along the Big Arkansas River in the last two years for the City of Wichita. This new access point will allow river enthusiast another key point along the canoe trail. This project aligns with the mission and vision to develop a comprehensive system of access points as identified in the Arkansas River Corridor Access Plan approved by City Council on August 5, 2005.

The 2006 Park Capital Improvement Program includes \$270,000 for the construction of this project. The funding source is general obligation bonds.

Motion--
--carried

Mayans moved that the bonding resolution be approved; initiation of the construction project authorized and the necessary signatures authorized. Motion carried 7 to 0.

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GRANT PROGRAM ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM GRANT AWARD.

Agenda Report No. 05-0937

The FY 2005 Defense Authorization Act authorized the federal Department of Homeland Security, Federal Emergency Management Agency (FEMA), to make \$650 million in grants available to fire departments. The programs and associated activities that were eligible for the 2005 grant programs were as follows: Operations and Firefighter Safety program and Firefighting Vehicle Acquisition Program. Applicants could only apply for one of the two programmatic areas, however within the selected programmatic area, applicants could apply for a number of activities. On April 5, 2005, the City Council approved the submission of a grant application in the amount of \$255,500, including the required local match.

The City applied for \$204,400 in grant funds for the fire operations and firefighter safety program category. On October 7, 2005 the Department of Homeland Security announced the award of the Assistance to Firefighters Grant for Fire Operations and Firefighter Safety Program to the Wichita Fire Department. This award will be used to replace and upgrade the breathing air compressors and increase air delivery capabilities.

The grant application was originally submitted for \$204,400. The U.S. Department of Homeland Security reduced the grant award to \$202,396. The decrease in the grant funding was due to the agreed reduction amount of three generators. The approved cost for three generators is \$50,000 each instead of \$50,500 for one and \$51,500 for the other two as requested in the initial application. Because of the funding reduction, the total project cost is \$252,495. The federal share was reduced from \$204,396 to \$202,396 and the City's matching funds from the Fire Department capital improvements account were reduced from \$51,099 to \$50,599. The City Council previously approved the local match.

Motion--
--carried

Mayans moved that the FY 2005 Assistance Firefighters Grant award be approved. Motion carried 7 to 0.

PERFORM. EVAL. CITY MANAGER PERFORMANCE EVALUATION.

Agenda Report No. 05-0956

Mr. George Kolb was appointed by the City Council to serve as City Manager of the City of Wichita on June 8, 2004. On that same date, the City Council also approved and authorized the Mayor to sign a letter agreement concerning the employment conditions of the new City Manager. Mr. Kolb began his service as City Manager on July 26, 2004.

The employment agreement provides that in its discretion, the governing body may increase the City Manager's annual base salary, subject to performance evaluations. Based on the performance review of the City Council, a COLA increase of 3.5 % to the annual base salary of the City Manager is appropriate. The increase will be retroactive to August 1, 2005.

The adopted budget provides for such increase based on performance review.

Motion--
--carried

Mayans moved that a COLA salary increase of 3.5% to the annual base salary of City Manager George Kolb, retroactive to August 1, 2005 be authorized and approved. Motion carried 7 to 0.

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PUBLIC SAFETY

PUBLIC SAFETY AVL.

Agenda Report No. 05-0957

On June 7, 2005, The City of Wichita Council approved Supplemental Agreement FY02 ITS Deployment Program to approve the purchase of equipment to facilitate the AVL project for regional Public Safety vehicles. Part of the equipment needed for the project is the data modem/AVL device. Data modems have been in use by the Wichita Police Department since 1997 for connection to the Computer Aided Dispatch (CAD) 911 system.

A significant part of the project is the upgrade of the CAD 911 network, including data modems. The purchase on modems from Dataradio, Inc. will be sole source due to the constraints of compatibility with the Sedgwick County CAD 911 system. The purchase will be made via the contract between Sedgwick County and Dataradio, Inc.

The purchase of modems from Dataradio, Inc. will not exceed \$670,000, which falls within the project cost of \$2,418,232 approved by council on June 7, 2005. This project is funded by through the following means: 1.) FHWA will provide \$992,782, 2.) KDOT will provide a total not-to-exceed \$855,270, 3.) Sedgwick County 911 funds will provide up to \$500,000, 4.) After Sedgwick County has depleted its funding, the City shall provide the remainder with a project total not to exceed \$70,180.

A supplemental agreement detailing the expenditures for this project has been reviewed by the Legal departments of KDOT, Sedgwick County, and the City of Wichita.

Motion--
--carried

Mayans moved that the purchase of data modems from Dataradio, Inc. be approved. Motion carried 7 to 0.

NEW BUSINESS

MARRIOTT HOTEL

PUBLIC HEARING AND REQUEST FOR AMENDED LETTER OF INTENT FOR INDUSTRIAL REVENUE BONDS, AND ORDINANCE AMENDMENTS FOR BIZ LOAN PROGRAM, OLD TOWN COURTYARD BY MARRIOTT HOTEL PROJECT. (DISTRICT VI)

Allen Bell

Economic Development Director reviewed the item.

Agenda Report No. 05-0938

On May 3, 2005, the City Council approved the issuance of a two-year Letter of Intent for Industrial Revenue Bonds ("IRBs") in an amount not-to-exceed \$12,000,000 to Old Town Lodging LLC for the benefit of the Courtyard by Marriott Hotel. At that time the Council also approved a 100% five-plus-five-year property tax exemption on bond-financed improvements and personal property, subject to an annual payment-in-lieu-of-taxes in the amount of \$45,000 less actual taxes paid. Bond proceeds will be used to renovate the former Printing Inc. warehouse and add three additional stories to create space for a hotel with between 106 and 129 guest rooms, a restaurant/coffee shop, meeting rooms, a fitness center and a large atrium area located at 820 E. Second Street. In addition, the City Council approved the use of up to \$1.5 million in the Façade Improvement Program, and approval of a Section 108 loan under the Biz Loan Program.

Old Town Lodging LLC is now requesting to modify the Letter of Intent to increase the not-to-exceed amount by an additional \$3,000,000, bringing the total not-to-exceed amount to \$15 million. In addition, Old Town Lodging LLC has requested that the Biz Loan Program be modified to allow the matching private loan to be initiated by a lender that is not a bank. The language in the Biz Loan Ordinance currently requires matching loans to be made by banks and does not provide for exceptions. Old Town Lodging LLC has advised that the principal source of the private loan will be an Ohio chartered insurance company, and that RockBridge Real Estate Fund II LLC, a Delaware LLC will be a

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participant. RockBridge Capital LLC, an Ohio LLC, will act as the servicer for both the City and private loans (instead of SCKEDD).

In conjunction with its original proposed project, Old Town Lodging has identified additional expansion requirements. The proposed \$3,000,000 increase is required due to increased costs for additional units for the facility. It is important that the Letter of Intent amount reflect the full cost of acquiring, constructing and equipping the Project in order to facilitate property tax abatement. All other provisions of the Letter of Intent shall remain unchanged.

The changes to its Biz Loan program are necessary if the City wishes to allow the Biz Loan feature to remain under consideration, because Old Town Lodging LLC was unable to obtain a bank loan in the amount needed to match against the City's Biz Loan funds. RockBridge Capital, whose role has been to provide equity financing, has agreed to replace the bank as the private Lender under the terms of the Biz Loan Program.

Old Town Lodging, L.L.C. agrees to pay all costs of issuing the bonds and agrees to pay the City's \$2,500 annual IRB administrative fee for the term of the bonds. An actual Biz Loan closing will be dependent upon obtaining further information concerning the specifics of the loan terms, servicing agreement, and underwriting standards proposed by the RockBridge entities in order to meet other Biz Loan Program requirements (such as loan committee pre-approval). The lending practices and underwriting standards of the RockBridge entities may not be subject to the same safety and soundness regulations as the lending practices and standards of FDIC-insured banks that are subject to federal inspection. Accordingly, the program modification may expose the City Biz Loan funds (secured by a pledge of the City's CDBG program funds) to additional risk of loss.

A new cost-benefit analysis was performed by the Wichita State University Center for Economic Development and Business Research, based on the increased project cost. New benefit-to-cost ratios for the amended Letter of Intent are:

City of Wichita	2.33 to one
Sedgwick County	1.13 to one
USD 259	1.04 to one
State of Kansas	3.22 to one

Bond documents required for the issuance of the bonds will be prepared by bond counsel. The City Attorney's Office will review and approve the form of bond documents prior to the issuance of any bonds. The City Attorney's Office has prepared the form of Ordinance needed to modify the Biz Loan Program to allow loans from non-bank lenders, if the City chooses to approve such modification.

Allen Bell

Director of Economic Development stated that there was also have been a Biz Loan under our Section 108 Biz Loan Program in the amount not-to-exceed \$1,725,000.00, but yesterday they had learned that this part of their financing package has been eliminated from the project and that they no longer need the Biz Loan. Stated that the developers are working with a new lender, which is an out-of-state financial institution and after a lot of analysis and deliberation, that lender decided that it would prefer being the sole lender in this project and is increasing its loan amount to cover the amount that would have previously been financed by the Biz Loan. Stated that our Biz Loan funds will not be used for this project. Stated that today staff is only asking the Council to increase the amount of the Industrial Revenue Bond to \$15 million dollars. Stated that the original two year term of the Letter of Intent remains the same and the developer has informed him that with this change, they have scheduled a construction loan closing for early next month and that they intend to start construction activities at the site immediately following the closing of the construction loan.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--

Fearey moved that the Public Hearing be closed; an amended Letter of Intent to Old Town Lodging LLC for Industrial Revenue Bonds in an amount not-to-exceed \$15,000,000 be approved and that such Letter of Intent be in effect for a two-year term from its original date. Motion carried 6 to 1, (Skelton--no).

--carried

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GROCERY STORE

ORDINANCE TO AUTHORIZE LOAN GUARANTY AGREEMENT AND CERTIFICATE OF DEPOSIT FOR THE POWER CDC GROCERY STORE PROJECT. (DISTRICT I)

Allen Bell

Economic Development Director reviewed the item.

Agenda Report No. 05-0939

On July 12, 2005 the City Council approved the substantial amendment to the HUD Consolidated Plan to create a new activity that will provide assistance to Community Developers of Wichita, L.L.C., a for-profit entity related to POWER CDC. Financial assistance will be in the form of a loan guaranty in the amount of \$700,000 in which Community Development Block Grant (CDBG) funds will be used to guaranty a bank loan for the development of a grocery store located at 13th and Grove. On September 20, 2005 the City Council approved the Ordinance adopting the Power CDC Grocery Store Redevelopment Project Plan, which identified the use of future CDBG allocations to fund a guaranty for a short-term bank loan to Power CDC needed to fill a gap in project funding.

The purpose of the ordinance is to authorize the City to execute a loan guaranty agreement between the City, Commercial Federal Bank and Community Developers of Wichita, L.L.C., which will include provisions to obligate City funds if CDBG grant funds are unavailable in sufficient amounts. The ordinance also authorizes the placement of a certificate of deposit in the amount of \$700,000 at Commercial Federal Bank as extended collateral for the CDBG loan guaranty in the event Congress does not appropriated future funds for the Community Development Program, and authorizes revision of City collateral and investment policies to permit the certificate of deposit to be collateralized with a Federal Home Loan Bank letter of credit.

The total development costs for the Power CDC Grocery Store is estimated at \$2,070,000. The project will be funding from the following sources:

Commercial Federal Bank	\$217,344
Wichita Biz Loan Program	\$108,565
City's Tax Increment Financing Program	\$350,000
HUD Economic Development Initiative Grant	\$750,000
Commercial Federal Bank (Gap Loan)	\$644,000

Funds in the amount of \$350,000 from each of the 2006/2007 and 2007/2008 CDBG programs will be designated to the loan guaranty that will cover the Commercial Federal Bank (Gap Loan) principal and interest for a 24-month period. Community Developers of Wichita, L.L.C./Power CDC will commit to repay the gap loan to Commercial Federal Bank with one-half due in late December 2006 and the other half due at the end of the 24-month term. However, under the terms of the guaranty agreement, Commercial Federal Bank will have the right to call the entire balance of the gap loan on December 29,

2006, and trigger payment from the City's guaranty if the City has not budgeted and appropriated funds sufficient to allow the renewal of the certificate of deposit to the end of the original 24-month term. Any amount paid from the CDBG loan guaranty will be secured by a property lien, subordinated to the commercial loan and the Wichita Biz Loan.

The ordinance authorizes a deposit of \$700,000 in public funds in a certificate of deposit with Commercial Federal Bank to provide additional security in the event CDBG funds are unavailable. The ordinance will initially authorize this certificate for a term up to December 29, 2006, with a further direction that the City Treasurer or Cash Manager renew the certificate of deposit (or so much of it as may be needed to secure the remaining gap loan balance) on that date, if sufficient funds have been budgeted and appropriated for such purposes, to a date one day after the maturity date of the 24-month gap loan. Upon completion of the 24-month term of the gap loan, all unused public funds, including the legally required interest will be returned to the City.

The ordinance has been prepared and approved by the Law Department. The ordinance is necessary to invoke the City's Home Rule powers in order to obligate City tax funds in the event CDBG funds are unavailable in amounts sufficient to fund the guaranty. The ordinance also makes the necessary K.S.A.

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Chapter 9 designation of Commercial Federal Bank as a depository of public funds. The provisions for the initiation and renewal of the certificate of deposit are designed to comply with applicable requirements and restrictions of the Kansas Cash Basis Law and the Kansas Budget Law.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--

Brewer moved that the Ordinance be placed on first reading to authorize the Loan Guaranty and Certificate of Deposit for the Power CDC Grocery Store Project and the necessary signatures authorized. Motion carried 7 to 0.

--carried

ORDINANCE

An Ordinance of the City of Wichita, Kansas, prescribing the form and authorizing the execution of a loan guaranty agreement by and among the City of Wichita, Kansas, Community Developers of Wichita, LLC, and Commercial Federal Bank, and authorizing placement of public funds in a certificate of deposit in connection with such agreement, introduced and under the rules laid over..

PROPOSED ASSESS. PUBLIC HEARING ON PROPOSED ASSESSMENTS FOR THIRTY-EIGHT (38) WATER PROJECTS, THIRTY-SEVEN (37) SEWER PROJECTS, AND SEVENTEEN (17) STORM SEWER PROJECTS IN FEBRUARY 2006 BOND SALE SERIES 784.

Jim Armour

City Engineer reviewed the item.

Agenda Report No 05-0940

The City Council was notified on September 20, 2005 that the proposed assessment rolls were on file for public inspection in the Department of Finance.

Notice of hearing letters were published September 23, 2005 in the Wichita Eagle being not less than ten days prior to the date of hearing. All affected property owners have been notified in writing. Department of Finance and Public Works staff held an informal hearing October 10, 2005 at 11:00 a.m. for the water and sewer projects.

Statements of Special Assessment will be mailed to the property owners on October 28, 2005. The property owners have 30 days from date of statement to pay their assessment and avoid paying interest. The assessments not paid during this period will be in the February 2006 Bond Sale. The interest added to the principal amount will be determined by the rate at which the bonds sell. The principal and interest will then be spread and placed on the 2006 tax roll.

These projects were initiated pursuant to provisions of KSA 12-6a01 et seq. as amended. All of the projects were 100% petitions with the exception of:

470-871 448-89946 Water Distribution System (68.15% Petition)
480-693 468-83667 Lateral 36, Main 1, Cowskin Interceptor Sewer (Ordered In)
480-729 468-83772 Lateral 13, Main 14, Southwest Interceptor Sewer (Ordered In)
480-784 468-83846 Lateral 144, Main 4, Sanitary Sewer No. 23 (Ordered In)

WATER PROJECTS:

- a) (470-907/448-88695) Construction of Water Distribution System No. 448-88695 TO SERVE FOUR H ADDITION, North of Central, West of Tyler, as authorized by Resolution No. R-93-105, rescinded by Resolution No. R-05-046, adopted March 23, 1993 & February 1, 2005, and published March 26, 1993 & February 4, 2005, corrected & republished March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$32,204.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- b) (470-840/448-89473) Construction of Water Distribution System No. 448-89473 TO SERVE HARBOR ISLE 3RD & REPLAT OF PART OF HARBOR ISLE 3RD ADDITIONS, East of Meridian, South of 53rd Street North, as authorized by Resolution No. R-00-203, rescinded by Resolution No. R-03-545, adopted May 9, 2000 & October 21, 2003, and published May 12, 2000 & October 24, 2003, corrected & republished November 7, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$93,850.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- c) (470-885/448-89681) Construction of Water Distribution System No. 448-89681 TO SERVE GRAY'S 5TH ADDITION, North of 47th Street South, East of Hoover, as authorized by Resolution No. R-02-414, adopted September 17, 2002, and published September 21, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$83,976.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- d) (470-869/448-89713) Construction of Water Distribution System No. 448-89713 TO SERVE HIDDEN GLEN, West of Hydraulic, South of 44th Street South, as authorized by Resolution No. R-04-058, adopted February 10, 2004, and published February 13, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$77,296.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- e) (470-859/448-89734) Construction of Water Distribution System No. 448-89734 TO SERVE HAWTHORNE 4TH ADDITION, North of 21st, East of 127th Street East, as authorized by Resolution No. R-03-168, rescinded by Resolution No. R-04-437, adopted April 8, 2003 & August 17, 2004, and published April 11, 2003 & August 20, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$38,821.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- f) (470-868/448-89760) Construction of Water Distribution System No. 448-89760 TO SERVE SHADOW RIDGE ADDITION, East of Hillside, South of Pawnee, as authorized by Resolution No. R-02-558, adopted December 10, 2002, and published December 14, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$18,937.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- g) (470-780/448-89768) Construction of Water Distribution System No. 448-89768 TO SERVE THE WATERFRONT, THE WATERFRONT 2ND, 3RD, 4TH & 5TH ADDITIONS, & UNPLATTED TRACTS, North of 13th, East of Webb, as authorized by Resolution No. R-03-014, rescinded by Resolution No. R-05-258, adopted January 7, 2003 & May 10, 2005, and published January 11, 2003 & May 13, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$237,901.00 is to be apportioned 74.3% payable by the improvement district & 25.7% payable by the Wichita Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.

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- h) (470-894/448-89770) Construction of Water Distribution System No. 448-89770 TO SERVE FALCON FALLS ADDITION, South of 53rd Street North, West of Hillside, as authorized by Resolution No. R-03-047, adopted February 4, 2003, and published February 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$37,597.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- i) (470-888/448-89792) Construction of Water Distribution System No. 448-89792 TO SERVE SHADOW WOODS ADDITION, West of 135th Street West, North of Maple, as authorized by Resolution No. R-03-079, rescinded by Resolution No. R-04-360, adopted February 11, 2003 & July 20, 2004, and published February 15, 2003 & July 23, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$46,567.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- j) (470-795/448-89806) Construction of Water Distribution System No. 448-89806 TO SERVE BURNHAM INDUSTRIAL ADDITION, South of Harry, West of West Street, as authorized by Resolution No. R-03-201, adopted May 6, 2003, and published May 9, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$10,277.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- k) (470-875/448-89826) Construction of Water Distribution System No. 448-89826 TO SERVE RIDGE PORT ADDITION, East of Ridge, North of 29th Street North, as authorized by Resolution No. R-03-233, adopted May 13, 2003, and published May 16, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$11,344.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- l) (470-804/448-89845) Construction of Water Distribution System No. 448-89845 TO SERVE THE WATERFRONT ADDITION, North of 13th, East of Webb, as authorized by Resolution No. R-03-327, adopted June 17, 2003, and published June 20, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$38,217.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- m) (470-901/448-89852) Construction of Water Distribution System No. 448-89852 TO SERVE REED'S COVE ADDITION, South of 21st, East of 127th Street East, as authorized by Resolution No. R-03-511, adopted September 16, 2003, and published September 19, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$17,656.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- n) (470-872/448-89867) Construction of Water Distribution System No. 448-89867 TO SERVE AVALON PARK, North of 37th Street North, East of Tyler, as authorized by Resolution No. R-03-465, rescinded by Resolution No. R-04-289, adopted September 9, 2003 & June 8, 2004, and published September 12, 2003 & June 11, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$52,490.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- o) (470-842/448-89874) Construction of Water Distribution System No. 448-89874 TO SERVE PARKWILDE ADDITION, North of 3rd, West of Florence, as authorized by Resolution No. R-04-040, adopted February 3, 2004, and published February 6, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$2,938.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- p) (470-898/448-89886) Construction of Water Distribution System No. 448-89886 TO SERVE RIVENDALE ADDITION, North of 55th Street South, West of Hydraulic, as authorized by Resolution No. R-03-548, adopted October 21, 2003, and published October 24, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$50,375.00 is to be apportioned 83.86% payable by the improvement district & 16.14% payable by the Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.
- q) (470-837/448-89891) Construction of Water Distribution System No. 448-89891 TO SERVE TYLER'S LANDING 2ND ADDITION, South of 37th Street North, East of Tyler, as authorized by Resolution No. R-03-576, adopted November 4, 2003, and published November 7, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$117,519.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- r) (470-826/448-89901) Construction of Water Distribution System No. 448-89901 TO SERVE WATERFRONT 2ND ADDITION, TRACT A & B, North of 13th, East of Webb, as authorized by Resolution No. R-03-637, adopted December 2, 2003, and published December 5, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$31,172.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- s) (470-853/448-89917) Construction of Water Distribution System No. 448-89917 TO SERVE REMINGTON PLACE 3RD, South of 21st, East of Webb, as authorized by Resolution No. R-04-130, adopted March 16, 2004, and published March 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$74,828.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- t) (470-850/448-89920) Construction of Water Distribution System No. 448-89920 TO SERVE THE WATERFRONT ADDITION, North of 13th, East of Webb, as authorized by Resolution No. R-04-094, adopted March 2, 2004, and published March 5, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$9,232.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- u) **(470-899/448-89926)**
DEFERRED UNTIL NOVEMBER 1, 2005.
- v) (470-857/448-89938) Construction of Water Distribution System No. 448-89938 TO SERVE FAWN GROVE AT SUNSET LAKES ADDITION, South of Kellogg, West of Greenwich, as authorized by Resolution No. R-04-157, adopted April 6, 2004, and published April 8, 2004, corrected & republished April 20, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$51,418.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- w) (470-871/448-89946) Construction of Water Distribution System No. 448-89946 TO SERVE WEST CENTRAL GARDENS, WEST CENTRAL GARDENS 3RD & AVERY ADDITIONS, North of Central, West of I-235 Freeway, as authorized by Resolution No. R-04-280, adopted June 8, 2004, and published June 11, 2004, corrected & republished June 28, 2004. Petition for this improvement was signed by owners representing 68.15% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$19,531.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.
- x) (470-863/448-89947) Construction of Water Distribution System No. 448-89947 TO SERVE BRENTWOOD SOUTH 2ND ADDITION, North of Pawnee, East of Webb, as authorized by Resolution No. R-04-248, adopted May 18, 2004, and published May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$21,510.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- y) (470-880/448-89949) Construction of Water Distribution System No. 448-89949 TO SERVE PRAIRIE POINTE & UNPLATTED TRACT 'A', North of 37th Street North, West of Maize, as authorized by Resolution No. R-04-367, adopted July 20, 2004, and published July 23, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$161,960.00 is to be apportioned 52% payable by the improvement district & 48% payable by the City of Wichita Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.
- z) (470-881/448-89950) Construction of Water Distribution System No. 448-89950 TO SERVE PRAIRIE POINTE, North of 37th Street North, West of Maize, as authorized by Resolution No. R-04-217, adopted May 4, 2004, and published May 7, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$73,613.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- aa) (470-864/448-89952) Construction of Water Distribution System No. 448-89952 TO SERVE FOX RIDGE ADDITION, East of Maize, North of 29th Street North, as authorized by Resolution No. R-04-235, adopted May 18, 2004, and published May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$107,948.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ab) (470-865/448-89953) Construction of Water Distribution System No. 448-89953 TO SERVE WESTBREEZE ADDITION, South of 2nd, West of West Street, as authorized by Resolution No. R-04-234, adopted May 18, 2004, and published May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$4,275.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.
- ac) (470-867/448-89955) Construction of Water Distribution System No. 448-89955 TO SERVE KISER WEST ADDITION & UNPLATTED TRACT, South of 13th, West of Greenwich, as authorized by Resolution No. R-04-284, adopted June 8, 2004, and published June 11, 2004, corrected & republished June 24, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$48,885.00 is to be apportioned 69% payable by the improvement district & 31% payable by the City of Wichita Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.

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- ad) (470-866/448-89956) Construction of Water Distribution System No. 448-89956 TO SERVE REED'S COVE 3RD ADDITION, East of 127th Street East, South of 21st, as authorized by Resolution No. R-04-266, adopted May 18, 2004, and published May 21, 2004, corrected & republished September 19, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$73,592.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ae) (470-883/448-89961) Construction of Water Distribution System No. 448-89961 TO SERVE TURKEY CREEK 2ND ADDITION, North of Pawnee, West of 119th Street West, as authorized by Resolution No. R-04-254, rescinded by Resolution No. R-05-100, adopted May 18, 2004 & March 1, 2005, and published May 21, 2004 & March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$91,352.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- af) (470-886/448-89977) Construction of Water Distribution System No. 448-89977 TO SERVE MY HOUSE ADDITION, South of 55th Street South, West of Broadway, as authorized by Resolution No. R-04-315, rescinded by Resolution No. R-04-385, adopted June 8, 2004 & July 27, 2004, and published June 11, 2004 & July 30, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$32,201.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ag) (470-874/448-89978) Construction of Water Distribution System No. 448-89978 TO SERVE SHADY RIDGE ADDITION, South of Central, East of Ridge, as authorized by Resolution No. R-04-306, adopted June 8, 2004, and published June 11, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$26,326.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ah) (470-887/448-89988) Construction of Water Distribution System No. 448-89988 TO SERVE BLUE LAKE ADDITION, West of West Street, North of MacArthur, as authorized by Resolution No. R-04-470, adopted September 14, 2004, and published September 17, 2004, corrected & republished June 2, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$122,874.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ai) (470-889/448-90008) Construction of Water Distribution System No. 448-90008 TO SERVE SOUTHERN RIDGE 2ND ADDITION, South of Pawnee, West of Maize, as authorized by Resolution No. R-04-508, adopted September 14, 2004, and published September 17, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$58,185.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- aj) (470-891/448-90019) Construction of Water Distribution System No. 448-90019 TO SERVE THE WATERFRONT 4TH ADDITION, North of 13th, East of Webb, as authorized by Resolution No. R-04-589, adopted November 2, 2004, and published November 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$24,008.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- ak) (470-906/448-90024) Construction of Water Distribution System No. 448-90024 TO SERVE ANGEL FIRE ADDITION, North of 47th Street South, East of West Street, as authorized by Resolution No. R-05-002, adopted January 4, 2005, and published January 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$26,653.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- al) (470-902/448-90027) Construction of Water Distribution System No. 448-90027 TO SERVE THE FAIRMONT 3RD ADDITION, West of 127th Street East, North of 21st Street North, as authorized by Resolution No. R-04-647, adopted December 7, 2004, and published December 10, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$30,653.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

SEWER PROJECTS:

- am) (480-777/468-82194) Construction of LATERAL 8, MAIN 14, SOUTHWEST INTERCEPTOR SEWER, South of Kellogg, West of West Street, as authorized by Resolution No. R-92-129, adopted February 25, 1992, and published February 28, 1992. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$61,090.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.
- an) (480-760/468-83064) Construction of LATERAL 4, MAIN 26, WAR INDUSTRIES SEWER, West of Greenwich, North of K-96, as authorized by Resolution No. R-00-063, adopted February 15, 2000, and published February 18, 2000. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$27,415.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ao) (480-765/468-83089) Construction of LATERAL 447, SOUTHWEST INTERCEPTOR SEWER, North of 21st, East of Tyler, as authorized by Resolution No. R-00-142, amended by Resolution No. R-04-461, adopted April 4, 2000 & September 14, 2004, and published April 7, 2000 & September 17, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$28,132.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ap) (480-757/468-83099) Construction of LATERAL 5, MAIN 26, WAR INDUSTRIES SEWER, West of Greenwich, North of K-96, as authorized by Resolution No. R-00-184, adopted May 2, 2000, and published May 5, 2000. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$33,908.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- aq) (480-717/468-83287) Construction of LATERAL 4, MAIN 12, SANITARY SEWER NO. 23, South of 45th Street North, West of Oliver, as authorized by Resolution No. R-02-057, rescinded by Resolution No. R-03-659, adopted January 15, 2002 & December 16, 2003, and published January 19, 2002 & December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$64,815.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- ar) (480-752/468-83484) Construction of LATERAL 91, MAIN 1, SOUTHWEST INTERCEPTOR SEWER, West of Hydraulic, Between 44th & 45th Street South, as authorized by Resolution No. R-04-023, rescinded by Resolution No. R-04-239, adopted January 13, 2004 & May 18, 2004, and published January 16, 2004 & May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$243,596.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- as) (480-746/468-83502) Construction of MAIN 7, NORTHWEST INTERCEPTOR SEWER, An Area Generally Bounded by 29th Street North, Maize, 37th Street North, & 119th Street West, as authorized by Resolution No. R-04-281, adopted June 8, 2004, and published June 11, 2004, corrected & republished December 30, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$776,768.00 is to be apportioned 20% payable by the improvement district & 80% payable by the City of Wichita Sewer Utility Fund. The cost has been assessed on a square foot basis.
- at) (480-741/468-83511) Construction of LATERAL 2, MAIN 12, FOUR MILE CREEK SEWER, North of 21st, East of 127th Street East, as authorized by Resolution No. R-03-323, rescinded by Resolution No. R-04-439, adopted June 17, 2003 & August 17, 2004, and published June 20, 2003 & August 20, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$93,877.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- au) (480-751/468-83557) Construction of LATERAL 158, WAR INDUSTRIES SEWER, East of Hillside, South of Pawnee, as authorized by Resolution No. R-02-560, adopted December 10, 2002, and published December 14, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$11,280.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- av) (480-727/468-83591) Construction of LATERAL 348, FOUR MILE CREEK SEWER, South of Lincoln, West of 127th Street East, as authorized by Resolution No. R-03-138, adopted March 18, 2003, and published April 4, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$48,418.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- aw) (480-768/468-83596) Construction of LATERAL 35, COWSKIN INTERCEPTOR SEWER, West of 135th Street West, North of Maple, as authorized by Resolution No. R-03-082, rescinded by Resolution No. R-04-363, adopted February 11, 2003 & July 20, 2004, and published February 15, 2003 & July 23, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$263,250.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ax) (480-766/468-83635) Construction of LATERAL 38, COWSKIN INTERCEPTOR SEWER, West of 135th Street West, South of Central, as authorized by Resolution No. R-03-255, adopted May 20, 2003, and published May 23, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$143,983.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- ay) (480-693/468-83667) Construction of LATERAL 36, MAIN 1, COWSKIN INTERCEPTOR SEWER, South of Maple, West of Maize, as authorized by Resolution No. R-03-355, rescinded by Resolution No. R-04-211, adopted July 8, 2003 & May 4, 2004, and published July 11, 2003 & May 7, 2004. Petition for this improvement was Ordered In. The Statement of Cost approved July 19, 2005, in the amount of \$45,197.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- az) (480-709/468-83741) Construction of LATERAL 43, MAIN 24, WAR INDUSTRIES SEWER, North of 13th, East of Webb, as authorized by Resolution No. R-03-638, adopted December 2, 2003, and published December 5, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$48,965.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ba) (480-790/468-83761) Construction of LATERAL 132, WESTLINK SEWER, North of Central, West of Tyler, as authorized by Resolution No. R-04-030, rescinded by Resolution No. R-05-411, adopted January 13, 2004 & August 9, 2005, and published January 16, 2004 & August 12, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$67,562.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bb) (480-737/468-83768) Construction of LATERAL 44, MAIN 24, WAR INDUSTRIES SEWER, South of 21st, East of Webb, as authorized by Resolution No. R-04-131, adopted March 16, 2004, and published March 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$103,324.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bc) (480-729/468-83772) Construction of LATERAL 13, MAIN 14, SOUTHWEST INTERCEPTOR SEWER, North of Esthner, West of West Street, as authorized by Resolution No. R-04-052, amended by Resolution No. R-04-602, adopted February 10, 2004 & November 2, 2004, and published February 13, 2004, corrected & republished July 11, 2005 & December 11, 2004, corrected & republished July 26, 2005. Petition for this improvement was Ordered In. The Statement of Cost approved July 19, 2005, in the amount of \$98,406.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.
- bd) (480-734/468-83773) Construction of LATERAL 45, MAIN 24, WAR INDUSTRIES SEWER, North of 13th, East of Webb, as authorized by Resolution No. R-04-095, adopted March 2, 2004, and published March 5, 2004, corrected & republished January 28, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$15,439.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- be) (480-738/468-83787) Construction of LATERAL 364, FOUR MILE CREEK SEWER, North of 21st, West of 143rd Street East, as authorized by Resolution No. R-04-192, rescinded by Resolution No. R-05-199, adopted April 20, 2004 & April 12, 2005, and published April 23, 2004 & April 15, 2005, corrected & republished April 29, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$109,169.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- bf) (480-739/468-83788) Construction of LATERAL 365, FOUR MILE CREEK SEWER, North of 21st, West of 143rd Street East, as authorized by Resolution No. R-04-193, rescinded by Resolution No. R-05-165, adopted April 20, 2004 & April 5, 2005, and published April 23, 2004 & April 8, 2005, corrected & republished April 26, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$206,337.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bg) (480-740/468-83797) Construction of LATERAL 362, FOUR MILE CREEK SEWER, South of Kellogg, West of Greenwich, as authorized by Resolution No. R-04-159, adopted April 6, 2004, and published April 8, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$119,385.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bh) (480-762/468-83807) Construction of LATERAL 1, MAIN 7, NORTHWEST INTERCEPTOR SEWER, North of 37th Street North, West of Maize, as authorized by Resolution No. R-04-219, adopted May 4, 2004, and published May 7, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$164,050.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bi) (480-747/468-83812) Construction of LATERAL 14, NORTHWEST INTERCEPTOR SEWER, East of Maize, North of 29th Street North, as authorized by Resolution No. R-04-236, adopted May 18, 2004, and published May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$245,143.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bj) (480-750/468-83815) Construction of LATERAL 370, FOUR MILE CREEK SEWER, East of 127th Street East, South of 21st, as authorized by Resolution No. R-04-268, adopted May 18, 2004, and published May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$261,127.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bk) (480-767/468-83818) Construction of LATERAL 1, MAIN 6, COWSKIN INTERCEPTOR SEWER, North of Pawnee, West of 119th Street West, as authorized by Resolution No. R-04-258, rescinded by Resolution No. R-05-104, adopted May 18, 2004 & March 1, 2005, and published May 21, 2004 & March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$164,540.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bl) (480-753/468-83824) Construction of LATERAL 37, MAIN 1, COWSKIN INTERCEPTOR SEWER, North of Maple, West of Maize, as authorized by Resolution No. R-04-287, amended by Resolution No. R-04-578, adopted June 8, 2004 & October 19, 2004, and published June 11, 2004 & January 18, 2005, corrected & republished July 15, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$33,857.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- bi) (480-773/468-83835) Construction of LATERAL 499, SOUTHWEST INTERCEPTOR SEWER, South of 55th Street South, West of Broadway, as authorized by Resolution No. R-04-316, amended by Resolution No. R-04-641, adopted June 8, 2004 & November 23, 2004, and published June 11, 2004 & November 29, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$142,523.00 is to be apportioned 47.9% payable by the improvement district & 52.1% payable by the Wichita Sanitary Sewer Utility Fund. The cost has been assessed on a fractional basis.
- bn) (480-756/468-83837) Construction of LATERAL 500, SOUTHWEST INTERCEPTOR SEWER, South of Central, East of Ridge, as authorized by Resolution No. R-04-309, amended by Resolution No. R-04-460, adopted June 8, 2004 & September 14, 2004, and published June 11, 2004 & September 17, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$47,705.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bo) (480-759/468-83845) Construction of LATERAL 371, FOUR MILE CREEK SEWER, West of 143rd Street East, North of 13th, as authorized by Resolution No. R-04-357, adopted July 13, 2004, and published July 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$89,973.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bp) (480-784/468-83846) Construction of LATERAL 144, MAIN 4, SANITARY SEWER NO. 23, North of 35th Street North, West of Arkansas, as authorized by Resolution No. R-04-676, adopted December 14, 2004, and published December 17, 2004. Petition for this improvement was Ordered In. The Statement of Cost approved July 19, 2005, in the amount of \$53,868.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bq) (480-758/468-83847) Construction of LATERAL 32, MAIN 2, SOUTHWEST INTERCEPTOR SEWER, North of 43rd Street South, East of Seneca, as authorized by Resolution No. R-04-343, adopted July 13, 2004, and published July 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$8,465.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.
- br) (480-763/468-83854) Construction of LATERAL 16, NORTHWEST INTERCEPTOR SEWER, South of 13th, East of 135th Street West, as authorized by Resolution No. R-04-398, adopted August 3, 2004, and published August 6, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$48,978.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bs) (480-775/468-83893) Construction of LATERAL 44, COWSKIN INTERCEPTOR SEWER, South of Pawnee, West of Maize, as authorized by Resolution No. R-04-510, adopted September 14, 2004, and published September 17, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$298,744.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bt) (480-786/468-83896) Construction of LATERAL 5, MAIN 14, FOUR MILE CREEK SEWER, South of 21st, East of 127th Street East, as authorized by Resolution No. R-05-009, adopted January 4, 2005, and published January 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$35,816.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- bu) (480-779/468-83898) Construction of LATERAL 35, MAIN 17, WAR INDUSTRIES SEWER, East of Rock, North of Oak Knoll, as authorized by Resolution No. R-04-538, adopted September 28, 2004, and published October 1, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$16,861.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bv) (480-792/468-83932) Construction of LATERAL 505, SOUTHWEST INTERCEPTOR SEWER, North of 47th Street South, East of West Street, as authorized by Resolution No. R-05-004, adopted January 4, 2005, and published January 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$48,635.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bw) (480-791/468-83939) Construction of LATERAL 273, MAIN 5, SANITARY SEWER NO. 22, West of Hoover, North of 8th Street, as authorized by Resolution No. R-05-016, rescinded by Resolution No. R-05-095, adopted January 4, 2005 & March 1, 2005, and published January 10, 2005 & March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$15,439.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bx) (480-813/468-84006) Construction of MAIN 4, NORTHWEST INTERCEPTOR SEWER, South of 13th, West of 119th Street West, as authorized by Resolution No. R-05-232, rescinded by Resolution No. R-05-456, adopted May 3, 2005 & September 13, 2005, and published May 6, 2005 & September 16, 2005. Petition for this improvement was signed by owners representing 50.88% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$102,575.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

STORM SEWER PROJECTS:

- by) (485-266/468-83066) Construction of SWS NO. 533, TO SERVE REGENCY PARK ADDITION, West of Greenwich, North of K-96, as authorized by Resolution No. R-00-058, adopted February 15, 2000, and published February 18, 2000. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$124,232.00 is to be apportioned 80% payable by the improvement district & 20% payable by the City of Wichita. The cost has been assessed on a fractional basis.
- bz) (485-261/468-83485) Construction of SWS NO. 574, TO SERVE HIDDEN GLEN ADDITION, West of Hydraulic, between 44th & 45th Street South, as authorized by Resolution No. R-04-024, rescinded by Resolution No. R-04-240, adopted January 13, 2004 & May 18, 2004, and published January 16, 2004, corrected & republished February 18, 2004; May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$201,624.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ca) (485-211/468-83500) Construction of SWD NO. 189, TO SERVE THE WATERFRONT ADDITION - BEECH LAKE DEV., East of Webb, North of 13th, as authorized by Resolution No. R-02-444, rescinded by Resolution 05-259, adopted 10/1/2002: May 10, 2005, and published October 5, 2002 corrected & republished August 9, 2004: May 13, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$367,493.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- cb) (485-236/468-83679) Construction of SWD NO. 212, TO SERVE CRYSTAL CREEK ADDITION, North of Harry, West of Greenwich, as authorized by Resolution No. R-03-430, amended by Resolution No. R-03-454, & amended by Resolution No. R-04-039, adopted August 5, 2003, September 9, 2003 & February 3, 2004, and published August 8, 2003, September 12, 2003 & February 6, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$400,065.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cc) (485-249/468-83693) Construction of SWD NO. 213, TO SERVE AVALON PARK & UNPLATTED TRACT "A", North of 37th Street North, East of Tyler, as authorized by Resolution No. R-03-474, rescinded by Resolution No. R-04-290, adopted September 9, 2003 & June 8, 2004, and published September 12, 2003 & June 11, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$189,782.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cd) (485-263/468-83694) Construction of SWD NO. 214, TO SERVE AVALON PARK & UNPLATTED TRACT "A", North of 37th Street North, East of Tyler, as authorized by Resolution No. R-03-475, rescinded by Resolution No. R-04-291 & rescinded by Resolution No. R-04-412, adopted September 9, 2003, June 8, 2004 & August 10, 2004, and published September 12, 2003, June 11, 2004 & August 13, 2004 corrected & republished September 27, 2004 & February 22, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$222,372.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ce) (485-278/468-83712) Construction of SWS NO. 594, TO SERVE REED'S COVE & REED'S COVE 2ND ADDITIONS, South of 21st, East of 127th Street East, as authorized by Resolution No. R-05-008, adopted January 4, 2005, and published January 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$67,414.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cf) (485-246/468-83727) Construction of SWD NO. 218, TO SERVE TYLER'S LANDING 2ND ADDITION & UNPLATTED TRACTS "A" & "B", South of 37th Street North, East of Tyler, as authorized by Resolution No. R-03-579, adopted November 4, 2003, and published November 7, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$439,642.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cg) (485-248/468-83739) Construction of SWD NO. 221, TO SERVE NORTHRIDGE PLAZA ADDITION, North of 37th Street North, West of Ridge, as authorized by Resolution No. R-04-038, adopted February 3, 2004, and published February 6, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$140,262.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ch) (485-255/468-83792) Construction of SWD NO. 227, TO SERVE KRUG NORTH ADDITION & UNPLATTED TRACT A, North of 21st, West of 143rd Street East, as authorized by Resolution No. R-04-181, amended by Resolution No. R-04-233 both rescinded by R-05-168, adopted April 13, 2004 & May 18, 2004, April 5, 2005, and published April 16, 2004, May 21, 2004, & April 8, 2005, Corrected & republished February 22, 2005, June 28, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$277,034.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- ci) (485-256/468-83794) Construction of SWS NO. 604, TO SERVE KRUG NORTH ADDITION, North of 21st, West of 143rd Street East, as authorized by Resolution No. R-04-183, Rescinded by Resolution R-05-169, adopted 4/13/2004, April 5, 2005, and published 4/16/2004, April 8, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$371,743.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cj) (485-258/468-83798) Construction of SWD NO. 229, TO SERVE FAWN GROVE AT SUNSET LAKES, South of Kellogg, West of Greenwich, as authorized by Resolution No. R-04-160, adopted April 6, 2004, and published April 8, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$377,233.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ck) (485-267/468-83810) Construction of SWD NO. 231, TO SERVE PRAIRIE POINTE & HAMPTON SQUARE, North of 37th Street North, West of Maize, as authorized by Resolution No. R-04-220, amended by Resolution No. R-04-463, Both rescinded by R-05-294, adopted May 4, 2004 & September 14, 2004 & May 24, 2005, and published May 7, 2004 & September 17, 2004 & May 27, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$360,239.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cl) (485-259/468-83816) Construction of SWS NO. 605, TO SERVE REED'S COVE 3RD ADDITION, East of 127th Street East, South of 21st, as authorized by Resolution No. R-04-269, adopted May 18, 2004, and published May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$193,314.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cm) (485-262/468-83825) Construction of SWS NO. 607, TO SERVE OAK CLIFF ESTATES ADDITION, North of Maple, West of Maize, as authorized by Resolution No. R-04-288, amended by Resolution No. R-04-579, adopted June 8, 2004 & October 19, 2004, and published June 11, 2004 & January 18, 2005, corrected & republished July 26, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$42,898.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cn) (485-264/468-83827) Construction of SWS NO. 608, TO SERVE EVERGREEN & TRACT 'A', North of 21st, West of Maize, as authorized by Resolution No. R-04-283, Amended by Resolution No. R-04-446, adopted June 8, 2004 & August 31, 2004, and published June 11, 2004 & September 3, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$150,698.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- co) (485-281/468-83928) Construction of SWD NO. 244, TO SERVE REMINGTON PLACE 3RD, South of 21st, East of Webb, as authorized by Resolution No. R-04-626, adopted November 23, 2004, and published November 29, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 19, 2005, in the amount of \$46,812.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard.

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- Scott McCullum Mr. McCullum stated that he had done a feasibility study on purchasing this piece of land and needed to know whether it had utilities before he could build a home on it and in his studies he found out that there was power available and gas and when he and the seller went to the water department, they were assured that there was water and sewer and was handed a map showing the water and sewer lines. Stated that the same day he made the purchase on the land and as time went by, he found out that the water line was not there and feels like if the water department is going to show him a map with the water lines in place, it should be so. Stated that he is now looking at the cost of putting in a water line, which has been revised and feels that if the water department is going to show him that there is water on the property, that he expects there to be such.
- Council Member Schlapp Council Member Schlapp asked what his cost is to put the water line in now.
- Scott McCullum Mr. McCullum stated that he estimated the cost at \$900.00 to \$1,000.00 but this was after he purchased the land. Stated that there was a mistake made and he thought he would pay the amount but it is now at \$2,466.00 and the water line is in place. Stated that they made a mistake because they only assessed one side of the street, which is his side. Stated that the other side was not assessed because they did not want or need water.
- David Warren Director of Water and Sewer stated that he spoke to Mr. McCullum on the phone about the assessment amount and when staff was originally asked about the assessments they used the normal front foot assessments to give him an estimate that is based on both sides of the street being assessed for the water, in this case the only petition for the water is for his property. Stated that instead of dividing the cost between both sides of the street, he is paying the full cost of the extension. Stated that the original petition that was signed according to the public works department was for \$3,500.00 and the actual cost that he is being asked to pay for the assessment is \$2,500.00 and staff has done everything that it can to keep his cost as low as possible including the department actually putting it in instead of hiring a contractor to do it.
- Council Member Schlapp Council Member Schlapp stated that she gets concerned when a citizen thinks that they have information to make a deal and that information is not correct. Stated that she is troubled by this.
- Council Member Gray Council Member Gray asked why the water line was only installed and assessed to one side of the street and not both sides.
- David Warren Director of Water and Sewer stated that the petition is a single lot petition for his property only.
- Council Member Brewer Council Member Brewer asked if the water line were on this piece of property would he have had to pay the \$2,400.00.
- David Warren Director of Water and Sewer stated that if the water line had existing there and there had not been a previous project that had been spread against the property and assessed to the property, he would have had to have pay and in lieu of the assessments for the water line.
- George Kolb City Manager stated that since we have not had an opportunity to investigate this fully, he would recommend that the Council pull it until the next meeting to review and give the Council a full report. on it.
- Motion-- Mayans moved that the Public Hearing, be closed; the proposed assessments approved except for item (U) to be deferred until the next meeting and find and declare, upon the request of the Mayor, that a public emergency exists, requiring the final passage of the assessment Ordinances on the date of their introduction. Motion carried 7 to 0.
- carried

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WATER PROJECTS:

a) (470-907/448-88695)

ORDINANCE NO. 46-671

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-88695 TO SERVE FOUR H ADDITION, North of Central, West of Tyler. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

b) (470-840/448-89473)

ORDINANCE NO. 46-672

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89473 TO SERVE HARBOR ISLE 3RD & REPLAT OF PART OF HARBOR ISLE 3RD ADDITIONS, East of Meridian, South of 53rd Street North. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

c) (470-885/448-89681)

ORDINANCE NO. 46-673

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of Construction of Water Distribution System No. 448-89681 TO SERVE GRAY'S 5TH ADDITION, North of 47th Street South, East of Hoover. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

d) (470-869/448-89713)

ORDINANCE NO. 46-674

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89713 TO SERVE HIDDEN GLEN, West of Hydraulic, South of 44th Street South. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

e) (470-859/448-89734)

ORDINANCE NO. 46-675

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89734 TO SERVE HAWTHORNE 4TH ADDITION, North of 21st, East of 127th Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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f) (470-868/448-89760)

ORDINANCE NO. 46-676

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89760 TO SERVE SHADOW RIDGE ADDITION, East of Hillside, South of Pawnee. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

g) (470-780/448-89768)

ORDINANCE NO. 46-677

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89768 TO SERVE THE WATERFRONT, THE WATERFRONT 2ND, 3RD, 4TH & 5TH ADDITIONS, & UNPLATTED TRACTS, North of 13th, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

h) (470-894/448-89770)

ORDINANCE NO. 46-678

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89770 TO SERVE FALCON FALLS ADDITION, South of 53rd Street North, West of Hillside. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

i) (470-888/448-89792)

ORDINANCE NO. 46-679

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89792 TO SERVE SHADOW WOODS ADDITION, West of 135th Street West, North of Maple. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

j) (470-795/448-89806)

ORDINANCE NO. 46-680

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89806 TO SERVE BURNHAM INDUSTRIAL ADDITION, South of Harry, West of West Street. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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k) (470-875/448-89826)

ORDINANCE NO. 46-681

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89826 TO SERVE RIDGE PORT ADDITION, East of Ridge, North of 29th Street North. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

l) (470-804/448-89845)

ORDINANCE NO. 46-682

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89845 TO SERVE THE WATERFRONT ADDITION, North of 13th, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

m) (470-901/448-89852)

ORDINANCE NO. 46-683

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89852 TO SERVE REED'S COVE ADDITION, South of 21st, East of 127th Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

n) (470-872/448-89867)

ORDINANCE NO. 46-684

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89867 TO SERVE AVALON PARK, North of 37th Street North, East of Tyler. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

o) (470-842/448-89874)

ORDINANCE NO. 46-685

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89874 TO SERVE PARKWILDE ADDITION, North of 3rd, West of Florence, Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

p) (470-898/448-89886)

ORDINANCE NO. 46-686

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89886 TO SERVE RIVENDALE ADDITION, North of 55th Street South, West of Hydraulic. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

q) (470-837/448-89891)

ORDINANCE NO. 46-687

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89891 TO SERVE TYLER'S LANDING 2ND ADDITION, South of 37th Street North, East of Tyler. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

r) (470-826/448-89901)

ORDINANCE NO. 46-688

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89901 TO SERVE WATERFRONT 2ND ADDITION, TRACT A & B, North of 13th, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

s) (470-853/448-89917)

ORDINANCE NO. 46-689

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89917 TO SERVE REMINGTON PLACE 3RD, South of 21st, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

t) (470-850/448-89920)

ORDINANCE NO. 46-690

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89920 TO SERVE THE WATERFRONT ADDITION, North of 13th, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

u) (470-899/448-89926)

DEFERRED UNTIL NOVEMBER 1, 2005.

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v) (470-857/448-89938)

ORDINANCE NO. 46-692

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89938 TO SERVE FAWN GROVE AT SUNSET LAKES ADDITION, South of Kellogg, West of Greenwich. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

w) (470-871/448-89946)

ORDINANCE NO. 46-693

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89946 TO SERVE WEST CENTRAL GARDENS, WEST CENTRAL GARDENS 3RD & AVERY ADDITIONS, North of Central, West of I-235 Freeway. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

x) (470-863/448-89947)

ORDINANCE NO. 46-694

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89947 TO SERVE BRENTWOOD SOUTH 2ND ADDITION, North of Pawnee, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

y) (470-880/448-89949)

ORDINANCE NO. 46-695

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89949 TO SERVE PRAIRIE POINTE & UNPLATTED TRACT 'A', North of 37th Street North, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

z) (470-881/448-89950)

ORDINANCE NO. 46-696

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89950 TO SERVE PRAIRIE POINTE, North of 37th Street North, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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aa) (470-864/448-89952)

ORDINANCE NO. 46-697

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89952 TO SERVE FOX RIDGE ADDITION, East of Maize, North of 29th Street North. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ab) (470-865/448-89953)

ORDINANCE NO. 46-698

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89953 TO SERVE WESTBREEZE ADDITION, South of 2nd, West of West Street. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ac) (470-867/448-89955)

ORDINANCE NO. 46-699

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89955 TO SERVE KISER WEST ADDITION & UNPLATTED TRACT, South of 13th, West of Greenwich. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ad) (470-866/448-89956)

ORDINANCE NO. 46-700

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89956 TO SERVE REED'S COVE 3RD ADDITION, East of 127th Street East, South of 21st. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ae) (470-883/448-89961)

ORDINANCE NO. 46-701

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89961 TO SERVE TURKEY CREEK 2ND ADDITION, North of Pawnee, West of 119th Street West. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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af) (470-886/448-89977)

ORDINANCE NO. 46-702

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89977 TO SERVE MY HOUSE ADDITION, South of 55th Street South, West of Broadway. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ag) (470-874/448-89978)

ORDINANCE NO. 46-703

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89978 TO SERVE SHADY RIDGE ADDITION, South of Central, East of Ridge. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ah) (470-887/448-89988)

ORDINANCE NO. 46-704

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89988 TO SERVE BLUE LAKE ADDITION, West of West Street, North of MacArthur. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ai) (470-889/448-90008)

ORDINANCE NO. 46-705

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90008 TO SERVE SOUTHERN RIDGE 2ND ADDITION, South of Pawnee, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

aj) (470-891/448-90019)

ORDINANCE NO. 46-706

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90019 TO SERVE THE WATERFRONT 4TH ADDITION, North of 13th, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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ak) (470-906/448-90024)

ORDINANCE NO. 46-707

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90024 TO SERVE ANGEL FIRE ADDITION, North of 47th Street South, East of West Street. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

al) (470-902/448-90027)

ORDINANCE NO. 46-708

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90027 TO SERVE THE FAIRMONT 3RD ADDITION, West of 127th Street East, North of 21st Street North. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

SEWER PROJECTS:

am) (480-777/468-82194)

ORDINANCE NO. 46-709

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 8, MAIN 14, SOUTHWEST INTERCEPTOR SEWER, South of Kellogg, West of West Street. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

an) (480-760/468-83064)

ORDINANCE No. 46-710

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 4, MAIN 26, WAR INDUSTRIES SEWER, West of Greenwich, North of K-96. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ao) (480-765/468-83089)

ORDINANCE NO. 46-711

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 447, SOUTHWEST INTERCEPTOR SEWER, North of 21st, East of Tyler. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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ap) (480-757/468-83099)

ORDINANCE NO. 46-712

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 5, MAIN 26, WAR INDUSTRIES SEWER, West of Greenwich, North of K-96. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

aq) (480-717/468-83287)

ORDINANCE NO. 46-713

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 4, MAIN 12, SANITARY SEWER NO. 23, South of 45th Street North, West of Oliver. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ar) (480-752/468-83484)

ORDINANCE NO. 46-714

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 91, MAIN 1, SOUTHWEST INTERCEPTOR SEWER, West of Hydraulic, Between 44th & 45th Street South. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

as) (480-746/468-83502)

ORDINANCE NO. 46-715

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 7, NORTHWEST INTERCEPTOR SEWER, An Area Generally Bounded by 29th Street North, Maize, 37th Street North, & 119th Street West. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

at) (480-741/468-83511)

ORDINANCE NO. 46-716

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 2, MAIN 12, FOUR MILE CREEK SEWER, North of 21st, East of 127th Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

au) (480-751/468-83557)

ORDINANCE NO. 46-717

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 158, WAR INDUSTRIES

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SEWER, East of Hillside, South of Pawnee. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

av) (480-727/468-83591)

ORDINANCE NO. 46-718

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 348, FOUR MILE CREEK SEWER, South of Lincoln, West of 127th Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

aw) (480-768/468-83596)

ORDINANCE NO. 46-719

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 35, COWSKIN INTERCEPTOR SEWER, West of 135th Street West, North of Maple. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ax) (480-766/468-83635)

ORDINANCE NO. 46-720

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 38, COWSKIN INTERCEPTOR SEWER, West of 135th Street West, South of Central. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ay) (480-693/468-83667)

ORDINANCE NO. 46-721

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 36, MAIN 1, COWSKIN INTERCEPTOR SEWER, South of Maple, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

az) (480-709/468-83741)

ORDINANCE NO. 46-722

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 43, MAIN 24, WAR INDUSTRIES SEWER, North of 13th, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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ba) (480-790/468-83761)

ORDINANCE NO. 46-723

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 132, WESTLINK SEWER, North of Central, West of Tyler. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bb) (480-737/468-83768)

ORDINANCE NO. 46-724

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 44, MAIN 24, WAR INDUSTRIES SEWER, South of 21st, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bc) (480-729/468-83772)

ORDINANCE NO. 46-725

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 13, MAIN 14, SOUTHWEST INTERCEPTOR SEWER, North of Esthner, West of West Street. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bd) (480-734/468-83773)

ORDINANCE NO. 46-726

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 45, MAIN 24, WAR INDUSTRIES SEWER, North of 13th, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

be) (480-738/468-83787)

ORDINANCE NO. 46-727

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 364, FOUR MILE CREEK SEWER, North of 21st, West of 143rd Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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bf) (480-739/468-83788)

ORDINANCE NO. 46-728

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 365, FOUR MILE CREEK SEWER, North of 21st, West of 143rd Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bg) (480-740/468-83797)

ORDINANCE NO. 46-729

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 362, FOUR MILE CREEK SEWER, South of Kellogg, West of Greenwich. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bh) (480-762/468-83807)

ORDINANCE NO. 46-730

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 1, MAIN 7, NORTHWEST INTERCEPTOR SEWER, North of 37th Street North, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bi) (480-747/468-83812)

ORDINANCE NO. 46-731

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 14, NORTHWEST INTERCEPTOR SEWER, East of Maize, North of 29th Street North. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bj) (480-750/468-83815)

ORDINANCE NO. 46-732

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 370, FOUR MILE CREEK SEWER, East of 127th Street East, South of 21st. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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bk) (480-767/468-83818)

ORDINANCE NO. 46-733

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 1, MAIN 6, COWSKIN INTERCEPTOR SEWER, North of Pawnee, West of 119th Street West. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bl) (480-753/468-83824)

ORDINANCE NO. 46-734

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 37, MAIN 1, COWSKIN INTERCEPTOR SEWER, North of Maple, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bm) (480-773/468-83835)

ORDINANCE NO. 46-735

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 499, SOUTHWEST INTERCEPTOR SEWER, South of 55th Street South, West of Broadway. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bn) (480-756/468-83837)

ORDINANCE NO. 46-736

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 500, SOUTHWEST INTERCEPTOR SEWER, South of Central, East of Ridge. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bo) (480-759/468-83845)

ORDINANCE NO. 46-737

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 371, FOUR MILE CREEK SEWER, West of 143rd Street East, North of 13th. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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bp) (480-784/468-83846)

ORDINANCE NO. 46-738

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 144, MAIN 4, SANITARY SEWER NO. 23, North of 35th Street North, West of Arkansas. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bq) (480-758/468-83847)

ORDINANCE NO. 46-739

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 32, MAIN 2, SOUTHWEST INTERCEPTOR SEWER, North of 43rd Street South, East of Seneca. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

br) (480-763/468-83854)

ORDINANCE NO. 46-740

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 16, NORTHWEST INTERCEPTOR SEWER, South of 13th, East of 135th Street West. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bs) (480-775/468-83893)

ORDINANCE NO. 46-741

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 44, COWSKIN INTERCEPTOR SEWER, South of Pawnee, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bt) (480-786/468-83896)

ORDINANCE NO. 46-742

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of c Construction of LATERAL 5, MAIN 14, FOUR MILE CREEK SEWER, South of 21st, East of 127th Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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bu) (480-779/468-83898)

ORDINANCE NO. 46-743

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 35, MAIN 17, WAR INDUSTRIES SEWER, East of Rock, North of Oak Knoll. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bv) (480-792/468-83932)

ORDINANCE NO. 46-744

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 505, SOUTHWEST INTERCEPTOR SEWER, North of 47th Street South, East of West Street. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

bw) (480-791/468-83939)

ORDINANCE NO. 46-745

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 273, MAIN 5, SANITARY SEWER NO. 22, West of Hoover, North of 8th Street. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

STORM SEWER PROJECTS:

bx) (485-266/468-83066)

ORDINANCE NO. 46-746

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 533, TO SERVE REGENCY PARK ADDITION, West of Greenwich, North of K-96. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

by) (485-261/468-83485)

ORDINANCE NO. 46-747

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 574, TO SERVE HIDDEN GLEN ADDITION, West of Hydraulic, between 44th & 45th Street South. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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bz) (485-211/468-83500)

ORDINANCE NO. 46-748

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 189, TO SERVE THE WATERFRONT ADDITION - BEECH LAKE DEV., East of Webb, North of 13th. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ca) (485-236/468-83679)

ORDINANCE NO. 46-749

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 212, TO SERVE CRYSTAL CREEK ADDITION, North of Harry, West of Greenwich. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

cb) (485-249/468-83693)

ORDINANCE NO. 46-750

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 213, TO SERVE AVALON PARK & UNPLATTED TRACT "A", North of 37th Street North, East of Tyler. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

cc) (485-263/468-83694)

ORDINANCE NO. 46-751

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 214, TO SERVE AVALON PARK & UNPLATTED TRACT "A", North of 37th Street North, East of Tyler. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

cd) (485-278/468-83712)

ORDINANCE NO. 46-752

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 594, TO SERVE REED'S COVE & REED'S COVE 2ND ADDITIONS, South of 21st, East of 127th Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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ce) (485-246/468-83727)

ORDINANCE NO. 46-753

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 218, TO SERVE TYLER'S LANDING 2ND ADDITION & UNPLATTED TRACTS "A" & "B", South of 37th Street North, East of Tyler. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

cf) (485-248/468-83739)

ORDINANCE NO. 46-754

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 221, TO SERVE NORTHRIDGE PLAZA ADDITION, North of 37th Street North, West of Ridge. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

cg) (485-255/468-83792)

ORDINANCE NO. 46-755

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 227, TO SERVE KRUG NORTH ADDITION & UNPLATTED TRACT A, North of 21st, West of 143rd Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ch) (485-256/468-83794)

ORDINANCE NO. 46-756

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 604, TO SERVE KRUG NORTH ADDITION, North of 21st, West of 143rd Street East. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ci) (485-258/468-83798)

ORDINANCE NO. 46-757

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 229, TO SERVE FAWN GROVE AT SUNSET LAKES, South of Kellogg, West of Greenwich. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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cj) (485-267/468-83810)

ORDINANCE NO. 46-758

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 231, TO SERVE PRAIRIE POINTE & HAMPTON SQUARE, North of 37th Street North, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ck) (485-259/468-83816)

ORDINANCE NO. 46-759

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 605, TO SERVE REED'S COVE 3RD ADDITION, East of 127th Street East, South of 21 Street. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

cl) (485-262/468-83825)

ORDINANCE NO. 46-760

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 607, TO SERVE OAK CLIFF ESTATES ADDITION, North of Maple, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

cm) (485-264/468-83827)

ORDINANCE NO. 46-761

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 608, TO SERVE EVERGREEN & TRACT 'A', North of 21st, West of Maize. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

cn) (485-281/468-83928)

ORDINANCE NO. 46-762

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 244, TO SERVE REMINGTON PLACE 3RD, South of 21st, East of Webb. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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PROPOSED ASSESS. PUBLIC HEARING ON PROPOSED ASSESSMENTS FOR FORTY (40) PAVING PROJECTS IN FEBRUARY 2006 BOND SALES SERIES 784.

Jim Armour

City Engineer reviewed the item.

Agenda Report No. 05-0941

The Council was notified on September 13, 2005 that the proposed assessment rolls were on file for public inspection in the Department of Finance.

Notice of hearing letters were published September 16, 2005 in the Wichita Eagle being not less than ten days prior to the date of hearing. All affected property owners have been notified in writing. Department of Finance and Public Works staff held an informal hearing October 3, 2005 at 11:00 a.m. for the paving projects.

Statements of Special Assessment will be mailed to the property owners on October 28, 2005. The property owners have 30 days from date of statement to pay their assessment and avoid paying interest. The assessments not paid during this period will be in the February 2006 bond sale. The interest added to the principal amount will be determined by the rate at which the bonds sell. The principal and interest will then be spread and placed on the 2006 tax roll.

These projects were initiated pursuant to provisions of K.S.A. 12-6a01 et seq. as amended. All of the projects were 100% petitions with the exception of:

Paving Projects

472-83614	68.40% Petition	Improving 127th Street East, from the North Line of Boxthorn to the North Line of the Fairmont
472-83886	58.49% Petition	Improving Eberly Court
472-83950	Ordered In	Improving Elm
472-84020	57.14% Petition	Improving Florence
472-84024	Ordered In	Improving Hoover Court

PAVING PROJECTS:

- a) (490-953/472-83237) IMPROVING DRIFTWOOD, DRIFTWOOD CT., CAPTIVA & SIDEWALKS (East of Meridian, South of 53rd Street North), as authorized by Resolution R-00-205, rescinded by Resolution No. R-03-547, adopted May 9, 2000 & October 21, 2003, and published May 12, 2000 & October 24, 2003, corrected & republished June 23, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$600,569.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- b) (490-015/472-83553) IMPROVING 44TH STREET SOUTH, FLORA, DORIS, FLORA CT., DORIS CT., INCLUDING CUL-DE-SAC & SIDEWALK (North of 47th St. South, East of Hoover), as authorized by Resolution R-02-367, adopted August 6, 2002, and published August 10, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$383,036.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- c) (490-983/472-83614) IMPROVING 127TH STREET EAST (127th Street East, North of 21st), as authorized by Resolution R-02-413, rescinded by Resolution No. R-04-413, adopted September 17, 2002 & August 17, 2004, and published September 21, 2002 & August 20, 2004, corrected & republished June 24, 2005. Petition for this improvement was signed by owners representing 68.40% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$117,351.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- d) (490-964/472-83649) IMPROVING RIDGE PORT, CONREY, HAZELWOOD, BROOKVIEW, RIDGE PORT CT., BROOKVIEW CIR. & SIDEWALK (South of 37th Street North, East of Ridge), as authorized by Resolution R-02-490, adopted November 5, 2002, and published November 9, 2002. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$588,270.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- e) (490-968/472-83670) IMPROVING PONDEROSA, ALDERNY, AKSARBEN, ALDERNY CT., PONDEROSA CT. INCLUDING THE CUL-DE-SAC & SIDEWALK (South of 13th, West of 135th Street West), as authorized by Resolution R-02-555, rescinded by Resolution No. R- 04-639, adopted December 10, 2002, November 23, 2004, and published December 14, 2002, November 29, 2004 corrected & republished January 10, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$226,852.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- f) (490-991/472-83674) IMPROVING SUNNYBROOK COURT INCLUDING THE CUL-DE-SAC (East of Hillside, South of Pawnee), as authorized by Resolution R-02-562, adopted December 10, 2002, and published December 14, 2002. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$67,638.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- g) (490-891/472-83688) IMPROVING WATERFRONT PARKWAY, 13TH STREET, WEBB ROAD (East of Webb, North of 13th St.), as authorized by Resolution R-03-072, rescinded by Resolution No. R-05-260, adopted February 11, 2003, May 10, 2005, and published February 15, 2003, May 13, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$1,730,087.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- h) (490-909/472-83699) IMPROVING LEFT & RIGHT TURN LANES ON 13TH STREET (East of Webb, North of 13th St.), as authorized by Resolution R-03-153, rescinded by Resolution No. R-03-328, rescinded by R - 05-261, adopted March 25, 2003, June 17, 2003, May 10, 2005, and published March 29, 2003, June 20, 2003, May 13, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$354,712.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- i) (490-910/472-83700) IMPROVING LEFT & RIGHT TURN LANES ON WEBB RD. (North of 13th, East of Webb), as authorized by Resolution R-03-154, rescinded by Resolution No. R-05-262, adopted March 25, 2003, May 10, 2005, and published March 29, 2003, May 13, 2005, corrected & republished June 23, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$381,581.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- j) (490-930/472-83701) IMPROVING TRAFFIC SIGNALIZATION AT WATERFRONT PARKWAY & 13TH ST. NORTH (North of 13th, East of Webb), as authorized by Resolution R-03-155, rescinded by Resolution No. R-05-263, adopted March 25, 2003, May 10, 2005, and published March 29, 2003, corrected & republished April 21, 2003, May 13, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$89,157.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- k) (490-931/472-83702) IMPROVING TRAFFIC SIGNALIZATION AT WATERFRONT PARKWAY & WEBB RD. (North of 13th, East of Webb), as authorized by Resolution R-03-156, rescinded by Resolution No. R-05-264, adopted March 25, 2003, May 10, 2005, and published March 29, 2003, May 13, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$85,583.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- l) (490-985/472-83762) IMPROVING PECKHAM, PECKHAM CIRCLE & PECKHAM COURT (South of 21st, East of 127th Street East), as authorized by Resolution R-03-214, adopted May 6, 2003, and published May 9, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$240,110.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- m) (490-965/472-83778) IMPROVING HARDTNER, HARDTNER CT. INCLUDING THE CUL-DE-SAC & SIDEWALK (West of 135th Street West, South of Central), as authorized by Resolution R-03-258, adopted May 20, 2003, and published May 23, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$232,509.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- n) (490-972/472-83788) IMPROVING SILVER HOLLOW/BRUSH CREEK, SILVER HOLLOW CT. & BRUSH CREEK CIR. INCLUDING THE CUL-DE-SAC (North of 29th Street North, Between Maize & Tyler), as authorized by Resolution R-03-303, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$239,284.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- o) (490-967/472-83804) IMPROVING 35TH ST. SOUTH, 35TH CT. SOUTH INCLUDING THE CUL-DE-SAC & SIDEWALK (West of Maize, South of 31st Street South), as authorized by Resolution R-03-375, adopted July 15, 2003, and published July 18, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$411,457.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- p) (490-920/472-83808) IMPROVING A STREET LIGHTING SYSTEM IN WATERFRONT PARKWAY (North of 13th, East of Webb), as authorized by Resolution R-03-347, rescinded by Resolution No. R-05-265, adopted July 1, 2003, May 10, 2005, and published July 3, 2003, May 13, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$86,095.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- q) (490-938/472-83828) IMPROVING ROSEMONT, ROSEMONT COURTS, MAINSGATE CIRCLE INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 21st, East of 127th Street East), as authorized by Resolution R-03-489, rescinded by Resolution No. R-04-435, adopted September 9, 2003 & August 17, 2004, and published September 12, 2003 & August 20, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$223,656.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- r) (490-951/472-83835) IMPROVING LAKE RIDGE, LAKE RIDGE CT., HAVENHURST CIR. INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 37th Street North, East of Tyler), as authorized by Resolution R-03-476, adopted September 9, 2003, and published September 12, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$336,973.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- s) (490-997/472-83836) IMPROVING LAKE RIDGE, LAKE RIDGE COURT INCLUDING THE CUL-DE-SAC, HAVENHURST & SIDEWALK (North of 37th Street North, East of Tyler), as authorized by Resolution R-03-477, adopted September 9, 2003, and published September 12, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$276,870.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- t) (491-008/472-83865) IMPROVING FACADE AT 809, 811 & 815 W DOUGLAS (South of Douglas, West of McLean), as authorized by Resolution R-03-538, adopted October 21, 2003, and published October 24, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$120,252.00 is to be apportioned 75% payable by the improvement district & 25% payable by the City at Large to the improvement district. The cost has been assessed on a square foot basis.
- u) (490-944/472-83866) IMPROVING VICTORIA CT., MONA, ELLIS, VICTORIA, MONA CT. INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 55th St. South, West of Hydraulic), as authorized by Resolution R-03-558, adopted October 21, 2003, and published October 24, 2003, corrected & republished January 15, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$250,742.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- v) (490-950/472-83878) IMPROVING 34TH STREET NORTH, LANG, LAKE RIDGE, LAKE RIDGE CT. , LANG CIR., INCLUDING THE CUL-DE-SACS & SIDEWALK (South of 37th St. North, East of Tyler), as authorized by Resolution R-03-581, adopted November 4, 2003, and published November 7, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$413,228.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- w) (490-966/472-83880) IMPROVING 13TH STREET NORTH (South of 13th, East of 135th St. West), as authorized by Resolution R-03-615, adopted November 18, 2003, and published November 21, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$88,312.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- x) (490-958/472-83886) IMPROVING EBERLY COURT INCLUDING THE CUL-DE-SAC (South of 21st, West of 119th Street West), as authorized by Resolution R-03-589, adopted November 18, 2003, and published November 21, 2003. Petition for this improvement was signed by owners representing 58.49% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$114,174.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- y) (490-943/472-83888) IMPROVING LAKECREST CIR., HAVENHURST, LAKECREST & LAKECREST CT., INCLUDING CUL-DE-SACS (North of 37th St. North, West of Ridge), as authorized by Resolution R-03-600, adopted November 18, 2003, and published November 21, 2003, corrected & republished February 9, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$274,780.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- z) (490-948/472-83898) IMPROVING FALCON, DELLROSE, FALCON CT., DELLROSE CIR. INCLUDING THE CUL-DE-SACS & SIDEWALK (South of 45th St. South, West of Oliver), as authorized by Resolution R-03-660, adopted December 16, 2003, and published December 22, 2003. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$195,438.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- aa) (491-011/472-83932) IMPROVING FACADE AT 101 SOUTH MARKET (South of Douglas, West of Market), as authorized by Resolution R-03-667, adopted December 30, 2003, and published January 2, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$80,043.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.
- ab) (490-960/472-83935) IMPROVING THURMAN, SUNCREST AVE., 15TH ST. N., NANTUCKET, SUNCREST CT. INCLUDING THE CUL-DE-SAC & SIDEWALK (East of Tyler, North of 13th), as authorized by Resolution R-04-068, adopted February 10, 2004, and published February 13, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$285,175.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ac) (490-974/472-83943) IMPROVING CRANBROOK, RUSTY GATE, FREDERIC CIRCLE INCLUDING THE CUL-DE-SAC & SIDEWALK (South of 21st, East of Webb), as authorized by Resolution R-04-132, adopted March 16, 2004, and published March 19, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$530,449.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ad) (490-962/472-83948) IMPROVING 37TH STREET NORTH FROM TYLER ROAD TO RIDGE ROAD (North of Tyler Road to Ridge Road), as authorized by Resolution R-04-057, adopted February 10, 2004, and published February 13, 2004, corrected & republished January 14, 2005, corrected & republished July 13, 2005. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$151,956.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ae) (490-978/472-83950) IMPROVING ELM (East of Sheridan, West of Mt. Carmel), as authorized by Resolution R-04-139, adopted April 6, 2004, and published April 8, 2004, corrected & republished March 8, 2005, corrected & republished June 23, 2005. Petition for this improvement was Ordered In. The Statement of Cost approved July 12, 2005, in the amount of \$51,117.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.

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- af) (490-975/472-83964) IMPROVING 127TH STREET EAST, FROM THE NORTH LINE OF PAWNEE TO THE NORTH LINE OF SIERRA HILLS (North of Pawnee to North of Sierra Hills), as authorized by Resolution R-04-115, rescinded by Resolution No. R-04-517, adopted March 16, 2004 & September 21, 2004, and published March 19, 2004 & October 4, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$186,686.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ag) (490-990/472-83967) IMPROVING HYDRAULIC DRIVE (East of Hydraulic, South of 63rd Street South), as authorized by Resolution R-04-117, rescinded by Resolution No. R-04-345, adopted March 16, 2004 & July 13, 2004, and published March 19, 2004 & July 19, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$157,455.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ah) (490-984/472-83980) IMPROVING FAWN GROVE & LEEANNE CIRCLE INCLUDING THE CUL-DE-SAC (South of Kellogg, West of Greenwich), as authorized by Resolution R-04-162, adopted April 6, 2004, and published April 8, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$315,192.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ai) (491-012/472-83992) IMPROVING FACADE AT 712 W DOUGLAS (North of Douglas, East of Seneca), as authorized by Resolution R-04-175, adopted April 13, 2004, and published April 16, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$17,131.00 is to be apportioned 75% payable by the improvement district & 25% payable by the City At Large to the improvement district. The cost has been assessed on a square foot basis.
- aj) (490-987/472-83994) IMPROVING KINKAID CIRCLE INCLUDING THE CUL-DE-SAC (North of Pawnee, East of Webb), as authorized by Resolution R-04-250, adopted May 18, 2004, and published May 21, 2004. Petition for this improvement was signed by owners representing 100.00% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$134,645.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ak) (490-988/472-84020) IMPROVING FLORENCE STREET (South of Harry, West of West Street), as authorized by Resolution R-04-210, adopted May 4, 2004, and published May 7, 2004. Petition for this improvement was signed by owners representing 57.14% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$109,233.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.
- al) (490-996/472-84024) IMPROVING HOOVER COURT INCLUDING THE CUL-DE-SAC (South of Harry, West of Hoover), as authorized by Resolution R-04-279, adopted June 8, 2004, and published June 11, 2004. Petition for this improvement was Ordered In. The Statement of Cost approved July 12, 2005, in the amount of \$101,955.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.
- am) (490-001/472-84051) IMPROVING SHADE CT. INCLUDING THE CUL-DE-SAC (South of Central, East of Ridge), as authorized by Resolution R-04-312, adopted June 8, 2004, and published June 11, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$71,890.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- an) (490-028/472-84117) IMPROVING 51ST STREET NORTH (East of Meridian), as authorized by Resolution R-04-588, adopted November 2, 2004, and published November 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 12, 2005, in the amount of \$1,734.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--

Mayans moved that the Public Hearing be closed; the proposed assessments approved and find and declare, upon the request of the Mayor, that a public emergency exists, requiring the final passage of the Bond and Note Ordinances on the date of their introduction. Motion carried 7 to 0.

--carried

PAVING PROJECTS:

- a) (490-953/472-83237)

ORDINANCE NO. 46-763

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING DRIFTWOOD, DRIFTWOOD CT., CAPTIVA & SIDEWALKS (East of Meridian, South of 53rd Street North). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

- b) (490-015/472-83553)

ORDINANCE NO. 46-764

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 44TH STREET SOUTH, FLORA, DORIS, FLORA CT., DORIS CT., INCLUDING CUL-DE-SAC & SIDEWALK (North of 47th St. South, East of Hoover), as authorized by Resolution R-02-367. Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

- c) (490-983/472-83614)

ORDINANCE NO. 46-765

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 127TH STREET EAST (127th Street East, North of 21st). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

- d) (490-964/472-83649)

ORDINANCE NO. 46-766

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING RIDGE PORT, CONREY, HAZELWOOD, BROOKVIEW, RIDGE PORT CT., BROOKVIEW CIR. & SIDEWALK (South of 37th Street North, East of Ridge). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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e) (490-968/472-83670)

ORDINANCE NO. 46-767

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PONDEROSA, ALDERNY, AKSARBEN, ALDERNY CT., PONDEROSA CT. INCLUDING THE CUL-DE-SAC & SIDEWALK (South of 13th, West of 135th Street West). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

f) (490-991/472-83674)

ORDINANCE NO. 46-768

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING SUNNYBROOK COURT INCLUDING THE CUL-DE-SAC (East of Hillside, South of Pawnee). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

g) (490-891/472-83688)

ORDINANCE NO. 46-769

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WATERFRONT PARKWAY, 13TH STREET, WEBB ROAD (East of Webb, North of 13th St.). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

h) (490-909/472-83699)

ORDINANCE NO. 46-770

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING LEFT & RIGHT TURN LANES ON 13TH STREET (East of Webb, North of 13th St.). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

i) (490-910/472-83700)

ORDINANCE NO. 46-771

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING LEFT & RIGHT TURN LANES ON WEBB RD. (North of 13th, East of Webb). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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j) (490-930/472-83701)

ORDINANCE NO. 46-772

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING TRAFFIC SIGNALIZATION AT WATERFRONT PARKWAY & 13TH ST. NORTH (North of 13th, East of Webb). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

k) (490-931/472-83702)

ORDINANCE NO. 46-773

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING TRAFFIC SIGNALIZATION AT WATERFRONT PARKWAY & WEBB RD. (North of 13th, East of Webb). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

l) (490-985/472-83762)

ORDINANCE NO. 46-774

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PECKHAM, PECKHAM CIRCLE & PECKHAM COURT (South of 21st, East of 127th Street East). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

m) (490-965/472-83778)

ORDINANCE NO. 46-775

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING HARDTNER, HARDTNER CT. INCLUDING THE CUL-DE-SAC & SIDEWALK (West of 135th Street West, South of Central). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

n) (490-972/472-83788)

ORDINANCE NO. 46-776

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING SILVER HOLLOW/BRUSH CREEK, SILVER HOLLOW CT. & BRUSH CREEK CIR. INCLUDING THE CUL-DE-SAC (North of 29th Street North, Between Maize & Tyler). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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o) (490-967/472-83804)

ORDINANCE NO. 46-777

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 35TH ST. SOUTH, 35TH CT. SOUTH INCLUDING THE CUL-DE-SAC & SIDEWALK (West of Maize, South of 31st Street South). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

p) (490-920/472-83808)

ORDINANCE NO. 46-778

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING A STREET LIGHTING SYSTEM IN WATERFRONT PARKWAY (North of 13th, East of Webb). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

q) (490-938/472-83828)

ORDINANCE NO. 46-779

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING ROSEMONT, ROSEMONT COURTS, MAINSGATE CIRCLE INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 21st, East of 127th Street East). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

r) (490-951/472-83835)

ORDINANCE NO. 46-780

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING LAKE RIDGE, LAKE RIDGE CT., HAVENHURST CIR. INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 37th Street North, East of Tyler). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

s) (490-997/472-83836)

ORDINANCE NO. 46-781

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING LAKE RIDGE, LAKE RIDGE COURT INCLUDING THE CUL-DE-SAC, HAVENHURST & SIDEWALK (North of 37th Street North, East of Tyler). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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t) (491-008/472-83865)

ORDINANCE NO. 46-782

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FACADE AT 809, 811 & 815 W DOUGLAS (South of Douglas, West of McLean). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

u) (490-944/472-83866)

ORDINANCE NO. 46-783

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING VICTORIA CT., MONA, ELLIS, VICTORIA, MONA CT. INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 55th St. South, West of Hydraulic). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

v) (490-950/472-83878)

ORDINANCE NO. 46-784

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 34TH STREET NORTH, LANG, LAKE RIDGE, LAKE RIDGE CT. , LANG CIR., INCLUDING THE CUL-DE-SACS & SIDEWALK (South of 37th St. North, East of Tyler). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

w) (490-966/472-83880)

ORDINANCE NO. 46-785

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 13TH STREET NORTH (South of 13th, East of 135th St. West). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

x) (490-958/472-83886)

ORDINANCE NO. 46-786

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING EBERLY COURT INCLUDING THE CUL-DE-SAC (South of 21st, West of 119th Street West). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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y) (490-943/472-83888)

ORDINANCE NO. 46-787

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING LAKECREST CIR., HAVENHURST, LAKECREST & LAKECREST CT., INCLUDING CUL-DE-SACS (North of 37th St. North, West of Ridge). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

z) (490-948/472-83898)

ORDINANCE NO. 46-788

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FALCON, DELLROSE, FALCON CT., DELLROSE CIR. INCLUDING THE CUL-DE-SACS & SIDEWALK (South of 45th St. South, West of Oliver). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

aa) (491-011/472-83932)

ORDINANCE NO. 46-789

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FACADE AT 101 SOUTH MARKET (South of Douglas, West of Market). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ab) (490-960/472-83935)

ORDINANCE NO. 46-790

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING THURMAN, SUNCREST AVE., 15TH ST. N., NANTUCKET, SUNCREST CT. INCLUDING THE CUL-DE-SAC & SIDEWALK (East of Tyler, North of 13th). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ac) (490-974/472-83943)

ORDINANCE NO. 46-791

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING CRANBROOK, RUSTY GATE, FREDERIC CIRCLE INCLUDING THE CUL-DE-SAC & SIDEWALK (South of 21st, East of Webb). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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ad) (490-962/472-83948)

ORDINANCE NO. 46-792

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 37TH STREET NORTH FROM TYLER ROAD TO RIDGE ROAD (North of Tyler Road to Ridge Road). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ae) (490-978/472-83950)

ORDINANCE NO. 46-793

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING ELM (East of Sheridan, West of Mt. Carmel). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

af) (490-975/472-83964)

ORDINANCE NO. 46-794

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 127TH STREET EAST, FROM THE NORTH LINE OF PAWNEE TO THE NORTH LINE OF SIERRA HILLS (North of Pawnee to North of Sierra Hills). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ag) (490-990/472-83967)

ORDINANCE NO. 46-795

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING HYDRAULIC DRIVE (East of Hydraulic, South of 63rd Street South). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ah) (490-984/472-83980)

ORDINANCE NO. 46-796

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FAWN GROVE & LEEANNE CIRCLE INCLUDING THE CUL-DE-SAC (South of Kellogg, West of Greenwich). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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ai) (491-012/472-83992)

ORDINANCE NO. 46-797

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FACADE AT 712 W DOUGLAS (North of Douglas, East of Seneca). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

aj) (490-987/472-83994)

ORDINANCE NO. 46-798

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING KINKAID CIRCLE INCLUDING THE CUL-DE-SAC (North of Pawnee, East of Webb). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ak) (490-988/472-84020)

ORDINANCE NO. 46-799

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FLORENCE STREET (South of Harry, West of West Street). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

al) (490-996/472-84024)

ORDINANCE NO. 46-800

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING HOOVER COURT INCLUDING THE CUL-DE-SAC (South of Harry, West of Hoover). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

am) (490-001/472-84051)

ORDINANCE NO. 46-801

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING SHADE CT. INCLUDING THE CUL-DE-SAC (South of Central, East of Ridge). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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an) (490-028/472-84117)

ORDINANCE NO. 46-802

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 51ST STREET NORTH (East of Meridian). Mayans moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

13TH ST/MOSLEY

IMPROVEMENT TO THE INTERSECTION OF 13TH STREET AND MOSLEY. (DISTRICT VI)

Jim Armour

City Engineer reviewed the item.

Agenda Report No. 05-0942

The 2005-2014 Capital Improvement Program adopted by the City Council includes a project to improve the intersection of 13th and Mosley. District VI Advisory Board sponsored a September 12, 2005 neighborhood hearing on the project. The Board voted 8-0 to recommend approval of the project.

The project will provide turn lanes on 13th at Mosley. The traffic signals will be upgraded to provide left turn signal phases at all four approaches to the intersection. Construction is planned for 2006.

The estimated project cost is \$1,700,000 with \$800,000 paid by the City and \$900,000 by Federal Grants administered by the Kansas Department of Transportation. The funding source for the City share is General Obligation Bonds.

The Law Department has approved the authorizing Ordinance as to legal form.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Fearey moved that the project be approved; the Ordinance placed on first reading and the signing of State/Federal agreements as required. Motion carried 7 to 0.

ORDINANCE

An Ordinance declaring the Intersection of 13th and Mosley (472-84269) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof and the manner of payment of same, introduced and under the rules laid over.

PAWNEE/MCLEAN

IMPROVEMENT TO THE INTERSECTION OF PAWNEE AND MCLEAN. (DISTRICT IV)

Jim Armour

City Engineer reviewed the item.

Agenda Report No. 05-0943

The 2005-2014 Capital Improvement Program adopted by the City Council includes a project to improve the intersection of Pawnee and McLean. District IV Advisory Board sponsored a September 7, 2005 neighborhood hearing on the project. The Board voted 7-0 to recommend approval of the project.

The project will reconstruct the intersection to improve the driving surface and drainage. Traffic signals will be upgraded to provide pedestrian indication signals. Construction is planned for 2006.

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The project budget is \$850,000, which includes \$40,000 previously approved by the City Council for design expenses. The funding source is General Obligation Bonds.

The Law Department has approved the authorizing Ordinance as to legal form.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Gray moved that the project be approved and the Ordinance placed on first reading. Motion carried 7 to 0.

ORDINANCE

An Ordinance declaring the Intersection of Pawnee and McLean (472-84007) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof and the manner of payment of same, introduced and under the rules laid over.

WEST STREET

IMPROVEMENT TO WEST STREET, BETWEEN MAPLE AND CENTRAL. (DISTRICTS IV & VI)

Jim Armour

City Engineer reviewed the item.

Agenda Report No. 05-0944

The 2005-2014 Capital Improvement Program (CIP) includes a project to improve West Street, between Maple and Central. On May 4, 2004, the City Council approved a design budget and design contract with Baughman Company for the preparation of construction plans. On August 2, 2004, District VI Advisory Board sponsored a neighborhood hearing on the project. The Board voted 7-0 to recommend approval of the project. On August 4, 2004, District IV Advisory Board sponsored a neighborhood hearing on the project. The Board voted 6-0 to recommend approval of the project.

The design concept is to replace the existing pavement on West Street with a new five-lane roadway, with four through lanes and a center two-way left turn lane. The traffic signals at the West Street/Douglas and West Street/2nd intersections will be upgraded. A new storm water sewer will be installed. An authorizing Ordinance has been prepared to increase the design budget to include funding to begin acquisition of required right-of-way. The project will be returned to the City Council for final approval before construction.

The existing design budget is \$230,000. The 2006 CIP includes \$2,000,000 for right-of-way acquisition for a total budget of \$2,230,000. The funding source is General Obligation Bonds.

The authorizing Ordinance has been approved as to form by the Law Department.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Gray moved that the design concept and the right-of-way acquisition project be approved and the Ordinance placed on first reading. Motion carried 7 to 0.

ORDINANCE

An Ordinance declaring West Street, between Maple and Central (472-83997) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof and the manner of payment of same, introduced and under the rules laid over.

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PAWNEE IMPROV. PAWNEE IMPROVEMENT BETWEEN A POINT APPROXIMATELY 650 FEET WEST OF PALISADE AND BROADWAY. (DISTRICT III)

Jim Armour

City Engineer reviewed the item.

(Council Member Schlapp momentarily absent)

Agenda Report No. 05-0945

The 2005-2014 Capital Improvement Program adopted by the City Council includes a project to improve Pawnee, between a point approximately 650' west of Palisade and Broadway. District III Advisory Board sponsored a February 2, 2005 neighborhood hearing on the project. The Board voted 8-0 to recommend approval of the project.

The project will reconstruct Pawnee to provide four through lanes and a center two-way left turn lane. A new storm water sewer will be constructed. The available right-of-way will be landscaped. Construction is planned for 2006.

The estimated project cost is \$1,700,000 with \$500,000 paid by the City and \$1,200,000 by Federal Grants administered by the Kansas Department of Transportation. The funding source for the City share is General Obligation Bonds.

The Law Department has proved the authorizing Ordinance as to legal form.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Skelton moved that the project be approved; the Ordinance placed on first reading and the signing of State/Federal agreements as required authorized. Motion carried 7 to 0.

ORDINANCE

An Ordinance declaring Pawnee between Palisade and Water Street (472-84283) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof and the manner of payment of same, introduced and under the rules laid over.

BZPPP GRANT BUFFER ZONE PROTECTION PLAN PROGRAM-BZPPP GRANT.

Terry Moses

Deputy Police Chief reviewed the item.

Agenda Report No. 05-0946

As part of the national effort to protect critical infrastructure assets, the Department of Homeland Security is assisting state and local authorities, as well as private industry, in developing Buffer Zone Protection Plans. The purpose of protective measures planning is to develop effective preventive measures that make it more difficult for terrorists to conduct surveillance or launch attacks from the immediate vicinity of critical infrastructure. Following the President's direction, the Department of Homeland Security is working closely with key public and private sector entities to ensure the strategy is implemented to secure the United States from terrorist threats or attacks. Submission of completed Buffer Zone Protection Plans to the Department of Homeland Security for sites that appear on the National Critical Infrastructure List result in a grant award for the site up to \$50,000.

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In the spring of 2005, the Department of Homeland Security, the State of Kansas Vulnerability Assessment Team, and local officials completed Buffer Zone Protection Plans on sites in Wichita that appeared on the National Critical Infrastructure List. Two of these sites are Century II and the Wichita Water Treatment Plant. As part of the Buffer Zone Protection Plan, vulnerabilities were identified and suggestions were made to the Department of Homeland Security to correct these vulnerabilities. Each location received approval to proceed with security enhancements. The City of Wichita was notified on August 15, 2005 that 100 percent non-matching Critical Infrastructure Protection Grant awards totaling \$99,863 were available for completion of the work. The City must accept the grants to move forward with expenditure and reimbursement.

The City of Wichita will be reimbursed for Critical Infrastructure Protection Grant expenses up to \$99,863 from the Department of Homeland Security.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Mayans moved that the Department of Homeland Security Buffer Zone Protection Grants be accepted. Motion carried 7 to 0.

PARKLAND

PURCHASE OF PARKLAND. (DISTRICT II)

Karen Walker

Assistant Director Parks and Recreation reviewed the item.

Agenda Report No. 05-0947

On July 19, 2005 the Council adopted the 2005-2014 Capital Improvement Program (CIP). The CIP includes projects for parkland requisition and Police substation construction/relocation.

Both the Park and Police projects anticipated the need for land acquisition. Recently, a parcel of approximately 14.4 acres has become available in east Wichita, in the vicinity of Central and Greenwich Road. This District is very underserved by parkland and open areas, and the site availability provides an opportunity to preserve natural habitat, as well as provide open space for recreational activities. Even with a shared use of the land, it will add significantly to the quality of life for the residents living adjacent to the proposed park.

Due to the site's proximity to Kellogg and K-96, as well as the arterial street network, this site may be a good location for a future Police facility. Using the public safety projects to finance the land purchase will assure a potential future site for such a facility.

The estimated cost of the land is \$1.125 million, including closing costs and associated fees. The CIP includes funding for parkland in 2005 and 2006, and for Police substations in 2006. Funding for the land purchase is proposed at \$500,000 from the Park project and \$625,000 from the Police project, for a total project budget of \$1.125 million.

The Law Department has approved the bonding resolution as to legal form.

Council Member Fearey

Council Member Fearey asked what would happen to the old substation.

George Kolb

City Manager stated at this point in time there are no plans. Stated that we just know that there is a need for another police substation and whether the old one will remain open and/or converted to another use, no plans have been made. Stated that this is buying land to reserve it for future use by the City and preferably the majority of it will be parkland but there is a concept that if a new substation is needed, which we believe there is, it will probably be located at this location.

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- Council Member Gray Council Member Gray stated that he recognizes the need for parkland but would hope that in the future we take a more pro-active role in purchasing land before it is fully developed, and then have to pay higher prices for that property than we would if we went out into the county and buy property and island annex into the City. Stated that this way we can utilize our dollars not only to buy property but make improvements upon that property. Encouraged staff to develop a long-term strategy on park property acquisition so that we can begin to do this now because there is always a greater need for more parkland in the City of Wichita.
- Council Member Schlapp Council Member Schlapp stated that the reason this came forward on her DAB is because they were having a discussion on things that are necessary in District II and they have several real estate people on her DAB who said that before the land in the eastern part of the City gets more and more expensive, lets look at getting some park land and that is why this was brought forward in the first place.
- Mayor Mayans Mayor Mayans inquired whether anyone wished to be heard and no one appeared.
- Motion-- Schlapp moved that the land purchase be approved; the bonding resolution adopted; the budget transfers authorized and the necessary signatures authorized. Motion carried 7 to 0.
--carried

RESOLUTION NO. 05-527

A Resolution determining the advisability of making certain public improvements in the City of Wichita, Kansas, and setting forth the general nature and the estimated cost of such improvements; authorizing and providing for the making and financing of the improvement in accordance with the findings of the governing body; and directing the publication of this Resolution, presented. Schlapp moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

PLANNING AGENDA

- Motion--carried Mayans moved to approve the Planning Consent items 41 to 44. Motion carried 7 to 0.

(Item 40)
ZON2004-61

ZON2004-61-ZONE CHANGE FROM SINGLE-FAMILY RESIDENTIAL TO MULTI-FAMILY RESIDENTIAL WITH A PROTECTIVE OVERLAY DISTRICT TO PROVIDE ADDITIONAL SCREENING, BUFFERING, HEIGHT RESTRICTIONS AND AN APPROVED SITE PLAN. GENERALLY LOCATED ON THE NORTHWEST CORNER OF THE FIRST STREET-MCCOMAS AVENUE INTERSECTION, ONE BLOCK EAST OF WEST STREET AND ONE BLOCK NORTH OF DOUGLAS AVENUE. (DISTRICT VI)

Agenda Report No. 05-0948

- John Schlegel Planning Director reviewed the item.

(Council Member Martz momentarily absent)

MAPC Recommendations: Approve, subject to conditions (13-0).

MAPD Staff Recommendations: Approve, subject to conditions.

DAB Recommendations: Approve, subject to conditions (10-0).

The applicants' 1.06-acre unplatted tract is zoned "SF-5" Single-family Residential. There was a single story, brick, single-family residence (built in 1950) on the subject site. The applicants are requesting a zoning change to "MF-18" Multi-family Residential to allow the subject site to be redeveloped with triplexes or apartments.

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The abutting and adjacent properties to the east and north of the subject site are zoned "SF-5" and are developed as single-family residences, built primarily from the late 1950s to the mid 1960s. Properties southeast of the subject site are zoned "TF-3" Two-family Residential and are developed primarily as single-family residences, built in the 1920s and 1930s, and duplexes built in the late 1960s to the mid 1970s. The abutting property west of the subject site is zoned "LC" Limited Commercial and was developed in the late 1990s as a contractors warehouse, office and yard. This "LC" site has access and frontage onto West Street, a commercial corridor. Properties south and southwest of the site are zoned "B" Multi-family Residential and "LC" and are developed as story and a half apartments, built in the early 1970s. The applicants own these apartments.

The applicants had originally requested a zone change to "MF-29" Multi-family Residential, which would allow up to 29 dwelling units per acre, and a building height up to 45 feet. DAB VI considered the request at their December 15, 2004 meeting and recommended denial of the requested "MF-29" zoning. The DAB found the density of the "MF-29" zoning out of character with the surrounding area, and recommended approval (8-0) of "MF-18" Multi-family Residential zoning with a Protective Overlay that would limit the development to no more than 9 dwelling units with a maximum structural height of 35-feet (the MF-18 district permits building height up to 45 feet). No member of the public was in attendance at the DAB meeting to speak against the requested zoning change.

The MAPC considered this case at their December 23, 2004 meeting. During this meeting, the applicant advised the MAPC that they would agree to the "MF-18" zoning, but requested that the number of units allowed on the site be per the "MF-18" zoning district and not the DAB's recommendation of no more than 9 units. The applicants also requested that the maximum structural height be the 45-feet allowed in the "MF-18" zoning district rather than the DAB's recommended maximum structural height of 35-feet. The MAPC approved (11-0) the zone change to "MF-18" (without the DAB recommended 35-foot height restriction), subject to the property being platted within a year. One person spoke in opposition to the zoning change at the meeting citing concerns with increased noise and concern for loss of property value if the request were to be approved. Staff received two written protests against the requested zoning change that represents less than 20% of the protest land area.

At its regular meeting on February 1, 2005, the Wichita City Council considered the request. The action of the City Council was to return the application to the MAPC and the DAB for reconsideration. The City Council directed the applicant to provide a site plan that accurately depicts the proposed multi-family development.

At the DAB VI meeting on July 20, 2005, the applicant provided a detailed site plan showing the proposed development for the "MF-18" zoning. The DAB and the applicant agreed to a Protective Overlay, that basically was reflected in the site plan provided by the applicant, including a 35-foot maximum structural height and to provide extra parking within the south portion of the site. DAB VI recommended approval (11-0) of the requested "MF-18" zoning, subject to platting within a year, with a maximum height of 35-feet, additional parking and an approved site plan that would be reflected in a Protective Overlay. No one spoke in opposition to the proposed zone change at the DAB meeting.

At the MAPC meeting on July 28, 2005, the MAPC recommended approval of the "MF-18" zoning, subject to the following provisions of Protective Overlay #159:

1. The property shall be platted within one year of approval.
2. A site plan approved by the Planning Director and incorporating the Protective Overlay conditions shall be completed prior to recording of the plat.
3. Maximum height (as defined by the UZC) of the buildings shall be 35 feet for all structures.
4. An additional 5 parking spaces shall be provided.
5. Solid screening, 6 to 8 feet tall, shall be required along the north and east sides of the site where it adjoins properties zoned "SF-5".
6. Solid screening shall be provided around all dumpsters; all dumpsters must be located a minimum of 20 feet from the "SF-5" zoning districts.

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7. Outside pole lighting shall be no taller than 14 feet in height including the poles, light fixtures and base, and be placed within the interior circulation landscape island. No exterior lighting on the rear of the multi-family units shall be placed higher than the 1st story.
8. Landscaping shall consist of a 20-foot buffer with a minimum of one shade tree or two the north and east sides of the site, a landscaped street yard and parking lot landscaping and screening per the Landscape Ordinance. The landscape plan shall be approved prior to the issuance of a building permit.

No spoke in opposition to the zoning change at the July 20, 2005 MAPC meeting and no phone calls were received protesting the proposed zone change. There are still on record, from the initial December 23, 2004 MAPC meeting, two written protests against the requested zoning change that represent less than 20% of the protest land area.

The ordinance has been reviewed and approved as to form by the Law Department

Motion--

Fearey moved to concur with the findings of the MAPC and approve the zone change, subject to the additional recommended provisions of a Protective Overlay District and subject to platting within one year; instruct the Planning Department to forward the ordinance for first reading when the plat is forwarded to City Council. Motion carried 7 to 0.

--carried

SUB2004-122

SUB2004-122-PLAT OF DOROTHY ADDITION, LOCATED SOUTH OF 31ST STREET SOUTH AND ON THE EAST SIDE OF WEST STREET. (DISTRICT IV)

Agenda Report No. 05-0949

Staff Recommendation: Approve the plat.

MAPC Recommendation: Approve the plat. (11-0)

This site, consisting of two lots on 8.4 acres, is located within Wichita's city limits. A zone change (ZON 2002-03) from SF-5, Single-Family Residential District to LC, Limited Commercial District and GO, General Office District has been approved. The Dorothy Community Unit Plan (CUP 2002-02, DP-258) was also approved for this site. A CUP Certificate was submitted identifying the approved CUP and its special conditions for development on this property.

Petitions, all 100 percent, and a Certificate of Petitions were submitted for sewer, traffic signalization, paving and drainage improvements. A Restrictive Covenant was submitted to provide ownership and maintenance of the reserves being platted for drainage purposes. A Declaration of Easement (Cross-lot Circulation Agreement) was also submitted.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within 30 days. Publication of the Ordinance should be withheld until the plat is recorded with the Register of Deeds.

The CUP Certificate, Certificate of Petitions, Restrictive Covenant and Declaration of Easement will be recorded with the Register of Deeds.

Motion--

Mayans moved that the documents and plat be approved; the necessary signatures authorized; the Resolutions adopted and the Ordinance placed on first reading. Motion carried 7 to 0.

--carried

RESOLUTION NO. 05-528

Resolution of findings of advisability and Resolution authorizing construction of Lateral 12, Sanitary Sewer No.22 to serve Dorothy Addition (south of 31st Street South, east of West Street.) 468-84031 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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RESOLUTION NO. 05-529

Resolution of findings of advisability and Resolution authorizing Improving Storm Water Drain No. 270 (south of 31st South, east of West Street.) 468-84032 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

RESOLUTION NO. 05-530

Resolution of findings of advisability and Resolution authorizing constructing pavement on Calvert Street from Knight to Leonine (south of 31st Street South, east of West Street.) 472-84239 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

RESOLUTION NO. 05-531

Resolution of findings of advisability and Resolution authorizing constructing traffic signals on West Street to serve Dorothy Addition (south of 31st Street South, east of West Street) 472-84240 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210, introduced and under the rules laid over. (ZON 2002-03)

SUB2005-57

SUB2005-57-PLAT OF LILLIE ADDITION, LOCATED SOUTH OF MAPLE AND ON THE WEST SIDE OF MAIZE ROAD. (DISTRICT V)

Agenda Report No. 05-0950

Staff Recommendation: Approve the plat.

MAPC Recommendation: Approve the plat. (11-0)

This site, consisting of three lots on 3.62 acres, and is located within Wichita's city limits. A zone change (ZON 2005-23) from SF-5, Single-Family Residential District to GO, and General Office District has been approved. The site is subject to the Lillie Office Park Community Unit Plan (CUP 2005-28/DP-286). A Notice of Community Unit Plan (CUP) Certificate has been submitted.

Petitions, all 100 percent, and a Certificate of Petitions have been submitted for sanitary sewer, water main and pavement improvements. A Restrictive Covenant has been submitted to allow the creation of a Lot Owner's Association that will provide for the ownership and maintenance of the reserves being platted for drainage purposes. In order to guarantee the closure of driveway openings located in areas of complete access control or that exceed the number of allowed openings, a Drive Approach Closure Certificate has been submitted. A Cross-lot Access and Easement has also been submitted to assure internal vehicular movement between the lots.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within 30 days. Publication of the Ordinance should be withheld until the plat is recorded with the Register of Deeds.

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The CUP Certificate, Certificate of Petitions, Restrictive Covenant, Drive Approach Closure Certificate and Cross-lot Access and Easement will be recorded with the Register of Deeds.

Motion--
--carried

Mayans moved that the documents and plat be approved; the necessary signatures authorized; the Resolutions adopted and the Ordinance placed on first reading. Motion carried 7 to 0.

RESOLUTION NO. 05-532

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-90116 (south of Maple, west of Maize) in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

RESOLUTION NO. 05-533

Resolution of findings of advisability and Resolution authorizing construction of Lateral 38, Main 1, Cowskin Interceptor Sewer (south of Maple, west of Maize) 468-84081 in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210, introduced and under the rules laid over. (ZON 2005-23)

PUD2005-00003

PUD2005-00003-THE CREATION OF THE WATERWALK PLANNED UNIT DEVELOPMENT. (DISTRICT I)

Agenda Report No. 05-0951

MAPC Recommendations: Approve, subject to staff recommendations, vote 12-0.
MAPD Staff Recommendations: Approve, subject to completing the plat within one year.
DAB Recommendations: Not applicable.

The applicants are seeking the creation of the WaterWalk Panned Unit Development district (PUD2005-00003) that is intended to promote the redevelopment of 29 acres located south of Waterman/Lewis streets, west of Main Street, north of Kellogg and east of the Arkansas River. The site was originally developed under multiple private ownerships beginning early in this community's history. The Central Business District, Limited Industrial and General Commercial zoning that was established for this area allowed a wide variety of urban land uses to be developed. Over time, many of those uses and the buildings housing those uses became economically marginal, resulting in lower levels of maintenance and re-investment.

In 1989, the community adopted the Development Plan for Downtown Wichita, a downtown master plan that envisioned the revitalization and/or redevelopment of the City's core area, including the application area. To implement the downtown development plan, the City instituted the "core area initiative," and gained control of the application area, cleared the site and entered into a public-private partnership agreement with the WaterWalk developers so the site could be rebuilt into a mixed-use development. Under the terms of the developer's agreement, the City is to retain ownership of the land and provide certain public improvements, such as streets and utilities, while the developer is to attract new tenants and construct the private improvements called for in the developer's agreement. It is anticipated that, when completed, the project will provide a unified built environment that will offer

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opportunities for high quality residential and employment opportunities as well as new destination shopping and entertainment venues.

The PUD design statement includes development standards dealing with: land use, architectural controls, screening, signage, access control and parking. The applicant proposes to use the CBD Central Business District development standards except where modified by the proposed PUD development standards. (The CBD District does not have any minimum standards for: lot width, front, rear or street side setbacks or building height. Minimum interior side yard setbacks can also be zero feet, but if a setback is provided, it must be at least five feet.)

For specific land use controls within the PUD, see Section III, first sentence of the Design Statement, and Sections III-11 and 12. The first sentence of Section III indicates that CBD development standards will be used in the absence of specific standards contained in the PUD. Section III-11 states that minimum lot area; lot width and maximum building height standards are per CBD district standards. Section III-12 lists approximately 42 land uses that are prohibited, such as: general manufacturing, outdoor storage, warehousing, adult entertainment and animal care, general.

Section III-8 deals with architectural controls, which apply to all parcels except Parcel 2. Parcel 2 is exempt from the controls since it is already developed with a building exhibiting an architectural style that the rest of the development most likely will not want to replicate. The proposed architectural controls require buildings to share similar architectural design with respect to materials, colors and roofing materials. The proposal also requires facades facing a street to have some form of architectural feature such as columns, pilaster, windows or changes in plane that eliminates extensive blank walls.

Section III-7 requires roof mounted heating, air conditioning and mechanical equipment located within 150 feet of residential zoning or public right-of-way to be screened.

Section III-9 deals with signage. The proposed PUD states that CBD sign code requirements are to define signage standards unless modified by the PUD. The PUD allows a project title sign at Main and Waterman streets that is 35 feet high, and up to 460 square feet in area. Additional project title and directory signs located on Main, near Dewey, and at Lewis near Wichita Street, 16 feet tall, and up to 120 square feet would be permitted. Ground mounted directional signs would also be permitted, up to seven feet tall and up to 20 square feet in area. Individual businesses would be allowed ground-mounted signage up to 100 square feet in area, and up to 12 feet in height. Total ground signage area for any street frontage shall not exceed .8 times the frontage, and ground signage may be spaced within 60 feet of another ground sign. No off-site, portable or billboard signs are permitted, however, electronic message boards promoting events or businesses located within the project will be allowed. These signs may be roof mounted and will require administrative review and approval.

Section III-15 deals with parking. Parking is to be jointly provided by the developer and the city. The minimum number of spaces required is to be established at the time each use or building is established.

The submitted site plan proposes three parcels. Parcel One is the Gander Mountain site located north of Kellogg, between the Arkansas River and realigned Wichita Street. Gander Mountain has a building footprint of 113,764 square feet. A second building with approximately 16,995 square feet is also anticipated on Parcel One. Parcel One also provides for outdoor display of merchandise offered for sale by Parcel 1 tenants.

Parcel Two is the existing "Boathouse" located south of Lewis Street, between the river and Wichita Street. Since parking is to be jointly provided by the developer and the city, the Boathouse is included in the PUD to ensure that adequate parking will be available when the boathouse reopens.

Parcel Three is comprised of five blocks located south of Waterman Street, between Wichita and Main streets. Two of the blocks, located south of Dewey Street and east of Wichita have been developed with parking structures. The remaining parcels are currently vacant.

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The Design Statement does not contain language dealing with kiosks. The applicant would like to be able to locate kiosks at various locations within the development. Recommended language addressing this issue is: "Kiosks may be located in public right-of-way after obtaining a minor street permit and with the approval of the Superintendent of Central Inspection and the City Engineer."

The Metropolitan Area Planning Commission (MAPC) reviewed this case on August 25, 2005. No one appeared to speak in opposition to the request. The MAPC voted 12-0 to recommend approval subject to the conditions contained in the Planned Unit Design statement and completion of the plat within one year.

Motion--

Mayans moved that the findings of the MAPC be adopted and approve PUD2005-00003 subject to the conditions contained in the design statement and completion of platting with one year; instruct the Planning Department to forward the ordinance for first reading when the plat has been recorded with the Register of Deeds. Motion carried 7 to 0.

--carried

CON2005-00028

CON2005-00028-CONDITIONAL USE TO PERMIT A NURSERY AND GARDEN CENTER ON CENTER OF PROPERTY ZONED LIMITED COMMERCIAL. GENERALLY LOCATED ON THE NORTHEAST CORNER OF KELLOGG DRIVE AND BONNIE BRAE. (DISTRICT II)

Agenda Report No. 05-0952

MAPC Recommendations: Approved, vote (9-2).

MAPD Staff Recommendations: Approved subject to conditions.

DAB Recommendations: August 1, 2005, the District II Advisory Board moved to recommend that CON2005-28 be approved subject to the conditions recommended by MAPD staff and subject to satisfactory resolution of issues and concerns noted by the Bonnie Brae Neighborhood Association. The Board further requested a progress report on the resolution of these concerns at the next meeting. Motion passed 6-0. Progress report presented September 19, 2005; no official action taken, but applicant was requested to discuss screening fence with adjacent property owner. DAB II (10-0) voted to approve subject to staff recommendation with clarification of fence height between 7 and 8 feet for western 220' of the property line.

The applicant is requesting a Conditional Use to expand an existing nursery and garden center business, Nature's Way, westward to Bonnie Brae Street from its current operation on the north side of Kellogg Drive and west of Gypsum Creek. The property is zoned "LC" Limited Commercial. The existing Conditional Use (CON2003-00030) was approved for the adjoining property two years ago. It has a retail building plus some outdoor display area and parking spaces to the east and north of the building. Nature's Way was relocated to this site due to acquisition of its former site by the City of Wichita for Kellogg freeway construction.

The expansion would include an outdoor display and storage/work area to the west of the retail building, additional parking and an additional smaller building. According to the lessee, the second building could be used for indoor storage or perhaps leased to another tenant for retail or restaurant uses. The leasing to another tenant would be an allowable use with the current "LC" zoning so long as adequate parking spaces for the additional use was available, and so long as Nature's Way had adequate display/storage space on the remaining property.

The expansion site is located on the north side of Kellogg Drive and east of Bonnie Brae Street, which is a dead-end street extending 100 feet north of Kellogg Drive. A hotel is located west of the site, and Bonnie Brae, a single-family residential neighborhood, is located north of the site.

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The site plan submitted with the application included an outdoor display space of approximately 5,440 square feet that occupied all the area between the existing Nature's Way retail building and the vacant building to the west and a strip of parking between the display area and Kellogg Drive. However, the owner of Nature's Way has indicated that he would like to modify this site plan to make the display area more compact. The revised site plan would leave sufficient room for a single row of parking along the northern edge of the property, allow a double row of parking between the new display area and the vacant building to the west, but eliminate parking between the display area and Kellogg Drive. Total amount of parking available would be 74, including 38 additional parking spaces on the expansion site (CON2005-00028) to add to the 36 spaces shown on the original site (CON2003-00030). The Nature's Way retail and outdoor display and storage would require about 55 spaces to meet its parking requirements. This leaves a balance of about 19 spaces to accommodate additional uses in the vacant building near Bonnie Brae Street. General retail use of the building would absorb all the additional parking. Restaurant use would require more parking than is available onsite.

The applicant proposes a wrought iron fence that is six feet in height to enclose the outdoor display and storage space. Landscaping is shown along Kellogg Drive and buffer trees are located along the northern property line. Also, an existing six-foot wood fence is located along the northern property line.

The Unified Zoning Code contains 11 Supplementary Use Regulations for outdoor nurseries and garden centers located on property zoned "LC" Limited Commercial. The applicant proposes a modification to one of the Supplementary Use Regulations. Section III-D.6.z (3) requires a 25-foot setback from public right-of-way for the outdoor display area; however, the applicant proposes a setback of 20 feet for the outdoor display area. A Supplementary Use Regulation can be modified by the City Council upon receiving a favorable recommendation from the MAPC. Planning staff recommends the proposed modification of this requirement for the fenced display area since the fence will ensure the display does not extend to the right-of-way and since other relocation projects along Kellogg Drive have been granted relief on landscaping/setback type of requirements due to the right-of-way acquisition impacts.

At the DAB II Advisory Board meeting held August 1, 2005, DAB II recommended that CON2005-00028 be approved (6-0) subject to the conditions recommended by MAPD staff and subject to satisfactory resolution of issues and concerns noted by the Bonnie Brae Neighborhood Association. The Board also requested a progress report on resolution of concerns at the next DAB II meeting. At the DAB II meeting held September 19, 2005, staff reported that parking lot lights on the existing Conditional Use site (CON2003-30) had been adjusted to avoid shining onto adjacent residential properties and the lights had been reduced to 14 feet in height on the CON2005-28 site; music was not being played so as to be heard by the neighbors, and the dumpster and outdoor storage of materials were relocated to the screened outdoor display/work and storage areas. The resurfacing of the parking lot and installation of landscaping was scheduled for installation. The height of the screening fence along the west end of the CON2005-28 remained as a concern. Since the DAB II meeting on September 19, 2005, the applicant has agreed to construct approximately 200 feet of the fence on the north property line to a height of between 7 feet and 7' 10". DAB II (10-0) voted to approve subject to staff recommendation with clarification of fence height between 7 and 8 feet for western 220 feet of the north property line.

At the MAPC meeting held August 10, 2005, MAPC voted (9-2) to approve subject to conditions recommended in the staff report.

Motion--
--carried

Mayans moved that the findings of the MAPC be adopted; the Conditional Use request subject to the recommended conditions approved, and the Resolution be adopted. Motion carried 7 to 0..

RESOLUTION NO. 05-535

A Resolution authorizing a conditional use for a nursery and garden center on 0.83 acres zoned "LC" Limited Commercial, located at the northeast corner of Kellogg Drive and Bonnie Brae in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-D, as adopted by ordinance no. 44-975, as amended, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

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HOUSING AGENDA

DISASTER PROG.

KATRINA DISASTER HOUSING ASSISTANCE PROGRAM.

Agenda Report No. 05-0953

The U.S. Department of Housing and Urban Development (HUD) has established a priority to assist displaced Hurricane Katrina Disaster victims. HUD has identified the City of Wichita Housing Authority (WHA) as a potential candidate to assist households that may be eligible for participation in the Katrina Disaster Housing Assistance Program. Because HUD has not yet designated funding for housing authorities, funding exhibits have not been developed.

HUD will make payments to the WHA for the program in accordance with HUD requirements, for additional Section 8 vouchers. HUD will pay the WHA the amount approved by HUD to cover rent subsidy payments by the WHA for a program, WHA fees for administration of the program and any other costs or fees that HUD determines necessary for the program administration. HUD required that the Katrina Disaster Contributions Contract should be mailed to HUD no later than October 10, 2005.

The program will be financed by the Department of HUD.

Motion--

Inafay Grays-McClellan moved that the Wichita Housing Authority participation in the Katrina Disaster Housing Assistance Program and staff signature on the preliminary Consolidated Katrina Disaster Contributions Contract be ratified. Motion carried 8 to 0.

--carried

AIRPORT AGENDA

Motion--carried

Mayans moved that the Airport Consent items be approved as presented. Motion carried 7 to 0.

SECURITY GATE E

TENANT IMPROVEMENTS, SECURITY GATE "E" ENTRANCE, WICHITA MID-CONTINENT AIRPORT.

Agenda Report No. 05-0954

On November 16, 2004 the Wichita Airport Authority approved a project for site preparations and improvements for tenant development. The project includes storm sewer improvements, security enhancements and paving improvements.

Plans and specifications have been completed for the Security Gate "E" paving improvements. It has been determined the project budget will need to be adjusted to accommodate the project. This increase in cost is due to an increased amount of pavement, improved lighting, and additional security improvements included in the project.

A budget increase of \$120,000 is requested, and will be funded with General Obligation bonds paid for with Airport revenue and recovered through land rentals. The increase will result in a project budget of \$315,000.

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The Law Department has approved the Authorizing Resolution as to legal form.

Motion--
--carried

Mayans moved that the capital improvement project budget adjustment be approved and the resolution adopted. Motion carried 7 to 0.

RESOLUTION NO. A-05-010

A Resolution declaring that a public necessity exists for, and that the public safety, service and welfare will be advanced by, the authorization of certain capital improvements to the Wichita Mid-Continent Airport Facility; and setting forth the nature of said improvements; the estimated costs thereof; and the manner of payment of same, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Brewer, Fearey, Gray, Martz, Schlapp, Skelton, Mayans.

BALLARD AVIATION BALLARD AVIATION D/B/A EAGLEMED-AMENDMENT NO. 3.

Agenda Report No. 05-0955

Ballard Aviation d/b/a EagleMed operates from a hangar facility located at 6601 Pueblo Road on Wichita Mid-Continent Airport and leases 70,483 sq. ft. of land from the WAA. Ballard has expressed a need for additional automobile parking adjacent to their current leasehold. They are desirous of leasing an additional 8,166 sq. ft. of land in order to expand their parking lot to the west.

The parking lot will be constructed at the sole cost of Ballard, and will provide 19 additional parking spaces for their use.

Approval of this amendment will result in additional revenue to the WAA in the amount of \$1,543.37 during the first year. Land rent will increase 5% at five-year intervals through the term of the agreement and the renewal options.

The amendment has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the amendment be approved and the necessary signatures authorized. Motion carried 7 to 0.

CITY COUNCIL

BOARD APPTS.

BOARD APPOINTMENTS.

There were no appointments to be made.

EXPENDITURE

APPROVAL OF TRAVEL EXPENSES TO PARAGUAY FOR MAYOR AT THE INVITATION OF KANSAS PARAGUAY PARTNERS FOR OCTOBER 22-30, 2005.

Motion--carried

Mayans moved that the expenditures be approved. Motion carried 7 to 0.

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RECESS

Motion-- Mayans moved that the City Council recess at 11:00 a.m. into Executive Session to consider: Personnel matters of non-elected personnel and that the Council return from Executive Session no earlier than 11:35 a.m. and reconvene in the City Council Chambers of City Hall. Motion carried 7 to 0.
--carried

RECONVENE

The Council reconvened at 11:46 a.m. in the City Council Chambers. Mayor Mayans announced that no action was taken.

Motion--carried Mayans moved at 11:46 a.m. that the Executive Session be closed. Motion carried 5 to 0, (Gray and Fearey absent)

Motion--carried Mayans moved at 11:47 a.m. that the Regular Meeting be closed. Motion carried 5 to 0, (Gray and Fearey absent).

ADJOURNMENT

The meeting adjourned at 11:47 a.m.

Respectfully submitted,

Karen Sublett
City Clerk

Workshop followed in the First Floor Board Room